

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 1—OFFICE OF ADMINISTRATION
Division 10—Commissioner of Administration
Chapter 18—Retirement Policy**

ORDER OF RULEMAKING

By the authority vested in the commissioner of administration under section 104.404, RSMo, the commissioner adopts a rule as follows:

1 CSR 10-18.010 Retirement Policy is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 2, 2003 (28 MoReg 1482-1483). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Office of Administration received comments from ten (10) individuals concerning the impact the retirement bill would have on seven (7) state agencies: Department of Transportation; Department of Conservation; Department of Corrections; Department of Mental Health; Department of Health and Senior Services; Department of Economic Development (plus separate letters addressing the Board of Pharmacy, Board of Nursing and Public Service Commission); and Department of Social Services.

Most comments indicated that additional job classes should be authorized under the definition of "critical" provided in the rule. Some of the occupations requested as critical are therapists, cooks and food service workers, case managers, teachers, facility inspectors, child support enforcement technicians, corrections caseworkers, investigators, laboratory managers, epidemiologists, emergency man-

agement officers, community health nurses, health program administrators, computer programmers, market specialists, licensing technicians and financial examiners. Some agencies provided specific functions and responsibilities that will not be performed if positions are not filled, for example, supervisory duties. Also professional level job responsibilities will suffer as necessary clerical functions are performed by professionals.

Other comments indicated that agencies are already seriously understaffed and not being able to refill positions would jeopardize services to their clients. Some agencies indicated exceptions should be made for positions that are "fee funded" and other non-general revenue funded positions.

COMMENT: The Missouri Highways and Transportation Commission elected not to participate in the early retirement incentive plan.

COMMENT: The Missouri Department of Conservation cited Article IV, Section 42 of the *Missouri Constitution* which states in part, "The commission shall appoint a director of conservation who, with its approval, shall appoint the assistants and other employees deemed necessary by the commission." The commission went on to state that "vacancies created due to the medical incentive will be reviewed and, if deemed necessary, employees will be appointed in order to maintain the appropriate workforce necessary for the department to meet its mission of protecting and managing the resources of the state and serving the public." According to the Conservation Commission, the language requiring department directors to petition the commissioner of administration for exceptions is contrary to the provisions of the *Missouri Constitution* and attempts to supersede the constitutional authority granted to the Conservation Commission. Therefore, the commission cannot support these emergency and proposed rules.

COMMENT: The Department of Natural Resources requested exemptions for positions funded by constitutional amendment imposing a parks and soils sales tax and for positions funded by fees negotiated with industries and businesses for specific services. The department explained that in the latter category, the dedicated fees are used as a match to obtain federal funds in many cases. The department also commented that park rangers should be included as positions required to ensure the public health and safety.

COMMENT: The Department of Corrections (DOC) commented that in addition to the custodial and probation and parole job classes offered in the rule, there are seven (7) classes of positions critical to the safety and security of DOC institutions; nine (9) classes of positions critical to the operation of Missouri Vocational Enterprises; nine (9) classes of positions critical to ensuring the successful transition of offenders back into the community; five (5) classes of positions that contribute to the health and well-being of inmates; six (6) classes of positions that, if left vacant, would have serious repercussions on public health and safety and effective control of offenders; and two (2) classes that conduct departmental investigations.

COMMENT: The Department of Mental Health proposed the inclusion of therapists in their facilities as critical classes. This includes Licensed Clinical Social Workers and Licensed Professional Counselors who provide evaluation and therapy. These positions are essential for meeting ICF-MR and JCAHO accreditation, which is required for reimbursement for services. In addition, the department is seeking to designate fifteen (15) positions as critical to the case management, personal care, feeding, safety and security of residents, and monitoring of forensic clients. The forensic case monitors ensure the department is able to provide the monitoring required by statute and ordered by the courts.

COMMENT: The Department of Health and Senior Services provided an extensive list of positions and commented that, if left vacant, they cannot carry out their statutory mission. The department positions are necessary to fulfill federal certification requirements, statutory mandates and services to citizens. These include

positions involving child care inspections; manufacturing and distribution of controlled drugs; nursing home care; protection from individuals with criminal backgrounds or history of abuse; state health lab testing; bioterrorism response and emergency preparedness; prevention of infectious, contagious and communicable diseases; oversight of health issues of women and children; community based organizations and support of local health agencies; vital record maintenance; and health care cost containment efforts.

COMMENT: The Department of Social Services commented that due to the recent hiring freeze, a substantial number of work units within the department are already alarmingly understaffed. At this point, the workforce cannot meet the expectations and demands of the jobs. Caseloads expand out of control. Overtime is mandatory to provide required services and appropriate coverage. The twenty-five percent (25%) limitation on refilling positions will adversely affect the ability of DSS' workforce to provide basic services to Missouri citizens.

The Division of Youth Services (DYS) operates Missouri's juvenile facilities. DYS has been cited as a model juvenile justice program, but would be impacted in several ways: Education classes would be combined; additional crowding will heighten conflicts between youths; individual attention would be significantly diminished. Two (2) or more facilities would be combined, which could result in loss of federal funding. Supervisory oversight will diminish. Overall, the division will lose a large part of its focus on treatment, as professional workers will be required to also perform clerical tasks.

Division of Family Services (DFS) and Division of Child Support provide public assistance and ensure the health and safety of children. Child abuse and neglect investigations will be delayed. DFS will not be able to respond to all calls; DFS is already unable to meet Food Stamp compliance rates, resulting in more monetary sanctions from the federal government. Statutory mandates will take precedence over technical assistance and quality assurance efforts. Licensing of facilities will be delayed. Responses to constituents will be delayed. Child support collections will decrease, affecting federal funding. Paternity establishment will decrease due to increased volume of cases. Supervision of staff will be further diluted impacting the quality of services.

The Division of Legal Services would conduct four hundred (400) fewer Medicaid fraud investigations and lose two hundred thousand dollars (\$200,000) annually due to securing fewer promissory notes on overpayments.

The Division of Medical Services will be unable to process provider forms in a timely manner resulting in delays, complaints, noncompliance, the increased possibility of fraud and loss of federal funding.

In addition to the critical classes in the rule, the department needs to refill teachers, cooks, child support enforcement technicians, supervisors and managers. "Critical" class employees (Caseworkers, Social Service Workers, etc.) will be involved in non-critical functions. Overall, the ability of the department to provide for the care, safety and health of their clients will be greatly diminished. Critical services to children and families will be delayed or non-existent because of staff shortages and increased workloads. Only filling positions at the twenty-five percent (25%) rate would be debilitating to the department and clients of the department.

COMMENT: The Department of Economic Development commented that the Computer Information Technology Specialist II (MIS Application Development Manager) is critical to the department's efforts to develop application code, support the Internet/Intranet and other critical systems. The unit (currently staffed at seventy percent (70%)) is heavily involved in the workforce consolidation effort and must meet critical timelines. This job is critical to the success of MIS to implement new efficiencies and long-term, technical solutions for the department. The department considers this a critical position.

The Business Services Division has been formed to better provide services and accommodate substantial budget reductions. This is a

merger of two (2) former business groups, Business Development and Business Expansion and Attraction. The two (2) budgets have been reduced from a combined sixty-seven (67) staff and \$16.8 million GR to thirty-nine (39) staff and \$7.3 million GR. The division experienced five (5) retirements reducing the staffing to thirty-four (34). The department is requesting two (2) marketing specialist positions be filled. Both of these positions focus on marketing Missouri as a great place to do business, help existing companies increase sales and improve Missouri's economic status with regard to businesses and jobs.

The Missouri Veterinary Medical Board and Board of Examiners for Hearing Instrument Specialists share three (3) staff positions. The licensing technician position is involved in board meeting preparation, administration of examinations, processing applications for permanent and temporary licenses, which vary from one to fifty (1 to 50) per day.

The Division of Finance requests filling a senior financial examiner position to maintain adequate staffing to perform examinations of financial institutions. The division performs a staffing analysis to determine projected hours to complete examination requirements. This takes into consideration the number, size, condition and complexity of each institution in a district. As it takes four (4) years to train an examiner, the division is in a constant "building" process due to average turnover of about eighteen percent (18%) a year for the past five (5) years. The volume of banks that are regulated continue to increase which results in more work for the examiners. It is critical to maintain the current examiner base.

COMMENT: The Department of Economic Development—Board of Pharmacy commented outlining the criticality of a position that supports the Board of Pharmacy. Without proper staffing, services to the public and the profession suffer. There is a backlog of correspondence as well as licenses to process. Reviews of out-of-state distributors and their licensure status is not being accomplished. Some services are being accomplished through overtime and other means, but the expertise to carry out the important mandates of the board are not present. This position is unique and must be available to assure effective operations for public safety.

COMMENT: The Department of Economic Development—State Board of Nursing believes that employees of the Division of Professional Registration should be exempted. The Division of Professional Registration is fee funded and neither receives or contributes to general revenue. Boards within the Division of Professional Registration pay retiree health care costs through the cost allocation plan. The regulation of licensed professionals and investigation of complaints, particularly in health care are critical functions that require full staffing.

COMMENT: The Missouri Public Service Commission (PSC) commented that the twenty-five percent (25%) restriction on hiring in the retirement legislation and rule conflicts with legislation affecting the PSC that "mandates an independent technical advisory staff for the Public Service Commission." Essentially this specific legislation allows the Commission to hire up to eleven (11) new employees to fill a maximum of eleven (11) authorized positions. These positions could be filled to the extent there is a corresponding elimination of comparable staff positions to offset the hiring of technical advisory staff on a cost neutral basis. The PSC contends the twenty-five percent (25%) hiring restriction violates the cost neutral staffing provisions of HB 208. Further legal interpretations were provided to support the PSC's claims. The PSC proposes three (3) positions as "comparable" for being redirected to serve as Commission Advisory Staff: Utility Regulatory Auditor V, Consumer Services Coordinator, Senior Regulatory Law Judge.

An exception is also being sought for an employee who was on extended medical leave, whose position was refilled and the employee subsequently retired under the incentive window.

RESPONSE: The Office of Administration has reviewed the various comments submitted and agrees that many important functions will no longer be performed and that not filling positions will present

hardship to clients, citizens and agencies. Nevertheless, agencies are allowed to fill twenty-five percent (25%) of the positions from which employees retire. Additional exceptions have been identified in the retirement legislation for critical and federally funded positions that the Office of Administration has further defined in the rule. The rule also provides a mechanism for each agency to petition the commissioner of administration for exceptions for specific positions "where it is demonstrated that there is an imminent risk to human health and safety or substantial revenues will be lost with no opportunity for future recovery."

**Title 1—OFFICE OF ADMINISTRATION
Division 20—Personnel Advisory Board and Division of
Personnel
Chapter 2—Classification and Pay Plans**

ORDER OF RULEMAKING

By the authority vested in the Personnel Advisory Board under section 36.070, RSMo 2000, the board amends a rule as follows:

1 CSR 20-2.015 Broad Classification Bands for Managers is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 2003 (28 MoReg 1560). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 1—OFFICE OF ADMINISTRATION
Division 20—Personnel Advisory Board and Division of
Personnel
Chapter 3—Personnel Selection, Appointment,
Evaluation and Separation**

ORDER OF RULEMAKING

By the authority vested in the Personnel Advisory Board under section 36.070, RSMo 2000, the board amends a rule as follows:

1 CSR 20-3.070 Separation, Suspension and Demotion is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 2003 (28 MoReg 1560-1561). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 1—OFFICE OF ADMINISTRATION
Division 20—Personnel Advisory Board and Division of
Personnel
Chapter 5—Working Hours, Holidays and Leaves of
Absence**

ORDER OF RULEMAKING

By the authority vested in the Personnel Advisory Board under section 36.070, RSMo 2000, the board amends a rule as follows:

1 CSR 20-5.020 Leaves of Absence is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 2003 (28 MoReg 1561). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 30—Missouri Board for Architects, Professional
Engineers, Professional Land Surveyors, and Landscape
Architects**

Chapter 3—Seals

ORDER OF RULEMAKING

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under sections 327.041 and 327.411, RSMo Supp. 2003, the board rescinds a rule as follows:

4 CSR 30-3.020 Seal—Architect is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 2, 2003 (28 MoReg 1483). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 30—Missouri Board for Architects, Professional
Engineers, Professional Land Surveyors, and Landscape
Architects**

Chapter 3—Seals

ORDER OF RULEMAKING

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under sections 327.041 and 327.411, RSMo Supp. 2003, the board rescinds a rule as follows:

4 CSR 30-3.030 Seal—Engineer is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 2, 2003 (28 MoReg 1483). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 30—Missouri Board for Architects, Professional
Engineers, Professional Land Surveyors, and Landscape
Architects**

Chapter 3—Seals

ORDER OF RULEMAKING

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under sections 327.041 and 327.411, RSMo Supp. 2003, the board rescinds a rule as follows:

**4 CSR 30-3.040 Seal—Professional Land Surveyor is
rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 2, 2003 (28 MoReg 1483-1484). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 30—Missouri Board for Architects, Professional
Engineers, Professional Land Surveyors, and Landscape
Architects**

Chapter 3—Seals

ORDER OF RULEMAKING

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under section 327.041, RSMo Supp. 2003, the board rescinds a rule as follows:

**4 CSR 30-3.050 Licensee's Seal—Landscape Architect is
rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 2, 2003 (28 MoReg 1484). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 30—Missouri Board for Architects, Professional
Engineers, Professional Land Surveyors, and Landscape
Architects**

Chapter 3—Seals

ORDER OF RULEMAKING

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under sections 327.041 and 327.411, RSMo Supp. 2003, the board adopts a rule as follows:

4 CSR 30-3.060 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 2, 2003 (28 MoReg 1484-1486). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A total of thirteen (13) comments were received. Two (2) were in support of the proposed rule, eight (8) suggested similar revisions, one (1) suggested a specific revision, one (1) advised of a conflict and one (1) was seeking clarification. No public hearing was held.

COMMENT: The board received two (2) letters in support of the proposed change. One (1) from the Missouri Department of Transportation (MoDOT) and the other from Charles S. Cassias, Jr., AIA. MoDOT supported the proposed rule citing the following points: 1) the proposed changes will allow them to further automate the process of plan preparation and reduce time required for physical delivery of plans and proposals between consultants performing work for them, their district offices and their General Headquarters; 2) the proposed changes allowing for electronic seals would require MoDOT to make changes to some of its engineering processes to allow for this implementation but these changes are believed to be relatively minor and should not add any additional cost to their processes; and, 3) since these proposed changes do not require the use of electronic seals, they believe such use can be phased in and implemented over time with no disruption to their project development process. Mr. Cassias supported the proposed rule citing the following points: 1) he believes the use of electronic seals and signatures is appropriate and poses no additional security risk to the licensee given the proposed controls published; 2) based on discussion he has had with his Information Technology (IT) staff, it appears that the language is achievable with today's technology and will be even easier with 2004 AutoCAD and Revit systems; and, 3) he believes that electronic seals/signatures are simply a logical and rational projection for the use of the current technology especially since the individual practitioner/professional still maintains control over the use of the seal, it is simply a different method of application as compared to a rubber stamp or embossing seal.

RESPONSE: The board acknowledged these comments and very much appreciates this support.

COMMENT: The board received eight (8) comments suggesting the board continue to allow an architect, a professional engineer or a professional land surveyor that was licensed before January 1, 2002, who presently has a seal with "Registered Architect" and a license number preceded by a roman capital letter "A"; or a seal with "Registered Professional Engineer" and a license number preceded by a roman capital letter "E"; or, a seal with "Registered Land Surveyor" and a license number preceded by roman capital letters "LS" to continue to use that seal rather than be required to obtain a new seal.

RESPONSE AND EXPLANATION OF CHANGE: The board reviewed these comments and agreed that this was a mere oversight. The original intent of the board was to allow everyone licensed prior to January 1, 2002 to keep and use their original seal. Therefore, the board amended section (1) of the rule.

COMMENT: One (1) comment was received advising that subsection (3)(B) of the proposed rule specifies that "each sheet" be signed and sealed. The commenter felt this might be a potential problem in that it may not fully apply to digital documents in a format such as an Adobe .pdf file and commented that it is highly possible that multiple "sheets" are included in a single "digital document." This is desirable so that the entire electronic document remains in context along with all of the supporting or associated "sheets." The commenter felt it would be better in that case to have the entire "digital document" secured by a single electronic signature, rather than to

have each individual electronic "sheet" secured by a separate digital signature.

RESPONSE: Since computer software is available which would easily allow licensees to seal each sheet in a digital document, the board felt it was more important to protect the security of the document than to compromise its security by amending the rule as suggested by the commenter. Therefore, no changes were made in response to the comment.

COMMENT: One (1) comment was received inquiring about the difference between the terms "signature," "digital signature" and "electronic signature" and seeking clarification as to whether a licensee can have an electronic document that has a seal with no electronic signature as long as the licensee has an authentication process.

RESPONSE: The term "signature" means a handwritten identification containing the name of the person who applied his or her seal to the document. The "electronic signature" or "digital signature" means an electronic authentication process attached to or logically associated with the document. So, in answer to the commenter's question, "Can a licensee have an electronic document that has a seal with no electronic signature as long as the licensee has an authentication process?" The answer is no, because the electronic signature is the authentication process. Since clarification was provided to the commenter, no changes were made as a result of this comment.

COMMENT: One (1) comment was received advising the board that the language in this rule appears to be in conflict with board rule 4 CSR 30-16.030(3)(A).

RESPONSE AND EXPLANATION OF CHANGE: The board reviewed the comment and agreed that there appears to be a conflict and, therefore, decided to amend the rule by adding section (7).

4 CSR 30-3.060 Licensee's Seal

(1) Each person licensed as an architect, professional engineer, professional land surveyor or landscape architect (not including interns or individuals "in-training") shall, at his/her own expense, secure a seal one and three-quarters inches (1 3/4") in diameter of the following design: the seal shall consist of two (2) concentric circles between which shall appear in roman capital letters, the words, "State of Missouri" on the upper part of the seal and either "Architect," or "Professional Engineer," or "Professional Land Surveyor" or "Landscape Architect," as the case may be, on the lower part, and within the inner circle shall appear the name of the licensee, together with his/her license number preceded by the roman capital letter(s) A for Architect, PE for Professional Engineer, PLS for Professional Land Surveyor or LA for Landscape Architect.

(A) The seal of an architect licensed prior to January 1, 2002 may display "Registered Architect" on the lower part and within the inner circle shall appear the name of the licensee, together with his/her license number preceded by the roman capital letter A.

(B) The seal of a professional engineer licensed prior to January 1, 2002 may display "Registered Professional Engineer" on the lower part and within the inner circle shall appear the name of the licensee, together with his/her license number preceded by the roman capital letter E.

(C) The seal of a professional land surveyor licensed prior to January 1, 2002 may display "Registered Land Surveyor" on the lower part and within the inner circle shall appear the name of the licensee, together with his/her license number preceded by the roman capital letters LS.

(7) This rule supercedes any conflicting rules.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 100—Missouri Commission for the Deaf and
Hard of Hearing
Chapter 200—Board for Certification of Interpreters**

ORDER OF RULEMAKING

By the authority vested in the Missouri Commission for the Deaf and Hard of Hearing under sections 209.292(1), RSMo Supp. 2003, 209.295(1), (3) and (8), and 209.309, RSMo 2000, the commission adopts a rule as follows:

5 CSR 100-200.045 Provisional Restricted Certification in Education is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 15, 2003 (28 MoReg 1562-1563). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received regarding this rule.

**Title 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 10—Division of Employment Security
Chapter 3—Unemployment Insurance**

ORDER OF RULEMAKING

By authority vested in the Division of Employment Security under section 288.220, RSMo 2000, the division adopts a rule as follows:

8 CSR 10-3.085 Charging of Benefits to Reimbursable Employers is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1661). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 24—Drivers License Bureau Rules**

ORDER OF RULEMAKING

By the authority vested in the director of revenue under section 302.175, RSMo 2000, the director amends a rule as follows:

12 CSR 10-24.090 Missouri Driver License or Permit Vision Test Guidelines is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1661-1663). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 24—Drivers License Bureau Rules**

ORDER OF RULEMAKING

By the authority vested in the director of revenue under section 302.181, RSMo 2000, the director amends a rule as follows:

12 CSR 10-24.430 Back of Driver License, Permits and Non-Driver License **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1664). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 26—Dealer Licensure**

ORDER OF RULEMAKING

By the authority vested in the director of revenue under sections 301.114, 301.218, 301.553 and 301.557, RSMo 2000, the director amends a rule as follows:

12 CSR 10-26.120 Procedures for Filing Complaints with the Director of Revenue **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1664). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 50—General**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-50.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1664-1665). Changes have been made in the Purpose section which is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No written comments were received. The Securities Division staff recommended the purpose be changed to reflect the actual purpose of the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agrees with this recommendation, and the purpose of the rule will be changed.

15 CSR 30-50.010 Definitions

PURPOSE: This rule defines certain terms used in the administration of the Missouri Securities Act of 2003 and in the corresponding rules, forms and orders made.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 50—General**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.6-605, 409.6-606 and 409.6-607, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-50.020 General Instructions **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1665-1666). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 50—General**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-302, 409.3-305, 409.4-410, 409.6-605 and 409.6-606, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-50.030 Fees **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1666-1667). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 50—General**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-50.040 Forms **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1667-1668). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-402, 409.4-406 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.010 General Instructions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1668). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-406 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.020 Applications for Registration or Notice Filings
is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1668-1669). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-412 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.030 Examination Requirement is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1669). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.040 Financial Statements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1669-1670). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.050 Net Capital Requirements for Broker-Dealers is
amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1670). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.060 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1670-1671). The section with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Securities Division staff recommended that "rule" be added before 15c3-1, and change the word "regulation" to "rule" before 17a-11.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agreed with the suggested changes, and the changes will be made.

15 CSR 30-51.060 Broker-Dealer Notice of Net Capital Deficiency

(1) Broker-dealers registered or required to be registered under the Missouri Securities Act of 2003 (the Act) whose net capital at any time is less than the minimum required by rule 15c3-1 under the Securities Exchange Act of 1934 shall give notice and file such reports with the commissioner as are required to be given and filed with the Securities and Exchange Commission (SEC) under rule 17a-11 of the Securities Exchange Act of 1934.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.070 Minimum Net Worth Requirements for Investment Advisers **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1671). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.090 Segregation of Accounts by Broker-Dealers **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1671). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.100 Custody of Securities or Funds by Investment Advisers **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1671-1672). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.110 Confirmations **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1672). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-51.120 Records Required of Broker-Dealers is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1672). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner adopts a rule as follows:

15 CSR 30-51.120 Records Required of Broker-Dealers is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1672-1673). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-51.130 Records to be Preserved by Broker-Dealers is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1673). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner adopts a rule as follows:

15 CSR 30-51.130 Records To Be Preserved by Broker-Dealers is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1673). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-51.140 Records Required of Investment Advisers is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1673-1674). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner adopts a rule as follows:

15 CSR 30-51.140 Records Required of and To Be Preserved by Investment Advisers is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1674-1675). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-406 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.145 Compensation Arrangements Involving Investment Advisers is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1675-1676). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-51.150 Records to be Preserved by Investment Advisers is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1676). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-406, 409.4-408, 409.4-409, 409.4-411 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.160 Effectiveness and Post-Effective Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1676-1678). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.1-102 and 409.6-605, RSMo Supp. 2003, the commissioner adopts a rule as follows:

15 CSR 30-51.165 Networking Arrangements Between Broker-Dealers and Banks, Trust Companies or Savings Institutions is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1678). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-201, 409.4-412, 409.5-501 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.169 Fraudulent Practices of Broker-Dealers and Agents is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1678-1679). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-412 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.170 Denial, Revocation and Suspension of Registration is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1679-1680). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 51—Broker-Dealers, Agents, Investment
Advisers, and Investment Adviser Representatives**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.4-401, 409.4-402, 409.4-403, 409.4-404 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-51.180 Exemptions from Registration for Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1680-1681). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-303, 409.3-304 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.010 General Provisions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1681). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-303, 409.3-304, 409.3-305, 409.3-307, 409.6-605 and 409.6-611, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.015 Applications for Registration is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1681-1682). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-303, 409.3-304, 409.3-305, 409.3-307, 409.5-501 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.020 Prospectus is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1682). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-303, 409.3-304 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.025 Financial Statements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1682-1683). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-303, 409.3-304, 409.3-305, 409.3-306, 409.3-307, 409.5-501, 409.6-605 and 409.6-608, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.030 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1683). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Securities Division staff recommended (1)(A)21. be rephrased to remain consistent with the wording in the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agrees with the recommendation. The wording will be changed.

15 CSR 30-52.030 NASAA Statements of Policy

(1) The Securities Division will apply the applicable statement of policy adopted by North American Securities Administrators Association, Inc. (NASAA) when conducting a merit review to determine whether an offering is fair, just and equitable.

(A) The following statements of policy are hereby incorporated in proposed reference:

1. Corporate Securities Definitions, as amended by NASAA on September 28, 1999;
2. Loans and Other Material Affiliated Transactions, as amended by NASAA on November 18, 1997;
3. Options and Warrants, as amended by NASAA on September 28, 1999;
4. Preferred Stock, as amended by NASAA on April 27, 1997;
5. Promoter's Equity Investment, as adopted by NASAA on April 27, 1997;
6. Promotional Shares, as amended by NASAA on September 28, 1999;
7. Risk Disclosure Guidelines, as adopted by NASAA on September 9, 2001;
8. Specificity in Use of Proceeds, as amended by NASAA on September 28, 1999;
9. Underwriting Expenses, Underwriter's Warrants, Selling Expenses and Selling Security Holders, as adopted by NASAA on September 28, 1999;
10. Unsound Financial Condition, as adopted by NASAA on September 28, 1999;
11. Unequal Voting Rights, as adopted by NASAA on October 24, 1991;
12. Registration of Asset-Backed Securities, as adopted by NASAA on October 25, 1995;
13. Mortgage Program Guidelines, as adopted by NASAA on September 10, 1996;
14. Real Estate Programs, as amended by NASAA on September 29, 1993;
15. Real Estate Investment Trusts, as revised by NASAA on September 29, 1993;
16. Registration of Oil and Gas Programs, as amended by NASAA on October 24, 1991;
17. Equipment Programs, as amended by NASAA on October 24, 1991;
18. Commodity Pool Programs, as amended by NASAA on August 30, 1990;
19. Cattle-Feeding Programs, as adopted by NASAA on September 17, 1980;
20. Omnibus Guidelines, as adopted by NASAA on March 29, 1992; and
21. Viatical Investment Guidelines, as adopted by NASAA on October 1, 2002.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-305, 409.3-306 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.100 Impoundment of Proceeds is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1683-1684). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-306 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.120 Debt Securities is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1684). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-306, 409.5-509, 409.5-510 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.200 Offer of Refund Prior to Registration is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1684). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.5-509, 409.5-510 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.260 Suggested Form of Offer of Refund (Rescission) is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1684-1685). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-304, 409.3-305, 409.3-306, 409.3-307 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.275 Small Company Offering Registrations (formerly Missouri Issuer Registration) **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1685). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-305 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.280 Withdrawal of a Registration Statement **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1685-1686). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-303, 409.3-304, 409.3-305, 409.3-306 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.300 Post-Effective Amendments and Notices to a Registration Statement **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1686). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-305 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.310 Report of Completion of a Registration Statement **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1686). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-305 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.320 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1686). The sections with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Securities Division staff recommended the purpose reflect the actual purpose of the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agrees with this recommendation, and the change will be made.

15 CSR 30-52.320 Annual Report for the Renewal of a Registration Statement

PURPOSE: This rule requires that an annual report be provided to the Securities Division for the renewal of the effective period of a registration statement.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-305 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.330 Records To Be Preserved by Issuers is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1687). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 52—Registration of Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-304, 409.3-307 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-52.340 Mortgage Revenue Bonds is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1687-1688). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 53—Sales and Advertising Literature**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-201, 409.2-203, 409.3-303, 409.3-304, 409.5-501, 409.5-504 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-53.010 Promotional Materials to be Filed, Permitted Without Filing and Prohibited is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1688). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202, 409.2-203, 409.5-503 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.010 General is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1688-1689). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-302 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.015 Notice Filings for Investment Companies is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1689). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-201 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.020 Government Issued or Guaranteed Securities is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1689-1690). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.030 Bank, Savings Institution or Trust Company Securities **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1690). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.040 Federal Savings and Loan Association or State Building and Loan or Similar Association Securities **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1690). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-201 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.050 Railroad, Other Common Carrier, Public Utility and Holding Company Securities **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1690-1691). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.060 Stock Exchange Listed Securities **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1691). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.070 NASAA Statements of Policy (Exemptions) **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1691). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-201 and 409.6-605, RSMo Supp. 2003, the commissioner adopts a rule as follows:

15 CSR 30-54.070 Not-for-Profit Securities **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1692). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS

Division 30—Secretary of State

Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.080 Commercial Paper Securities is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1692). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS

Division 30—Secretary of State

Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.090 Employees' Benefit Plan Securities is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1692-1693). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS

Division 30—Secretary of State

Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.100 Manual Exemption is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1693). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS

Division 30—Secretary of State

Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.110 Unsolicited Order to Buy Exemption is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1693). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS

Division 30—Secretary of State

Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.120 Mortgage-Note Exemption is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1693-1694). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS

Division 30—Secretary of State

Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.125 Institutional Buyer Exemption is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1694). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.130 First Twenty-Five Persons Exemption is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1694). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202 and 409.6-605, RSMo Supp. 2003, the commissioner adopts a rule as follows:

15 CSR 30-54.130 Limited Offering Exemption is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1694-1695). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.140 Fifteen Transactions in Twelve Months Exemption is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1695). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.150 Suggested Form of Investment Letter is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1695). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.160 Offers to Existing Security Holders Exemption is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1695-1696). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.170 Preeffective Offer Exemption is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1696). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.183 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1696). The section with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Securities Division staff recommended the purpose reflect the actual purpose of the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agrees with this recommendation, and the change will be made.

15 CSR 30-54.183 Exemption for Reporting Company Securities

PURPOSE: This rule prescribes the circumstances under which certain transactions in securities of reporting companies are exempted from the registration requirements of the Missouri Securities Act of 2003.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner rescinds a rule as follows:

15 CSR 30-54.190 Agricultural Cooperative Association Securities is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1696-1697). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-203 and 409.6-605, RSMo Supp. 2003, the commissioner adopts a rule as follows:

15 CSR 30-54.190 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 2003 (28

MoReg 1697-1698). A change has been made in the title of the rule and is reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Securities Division staff recommended the title of the rule be changed to reflect exemption.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agrees with this recommendation, and the change will be made.

15 CSR 30-54.190 New Generation Processing Entity Exemption

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-203, 409.3-302 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.210 Notice Filings for Transactions under Regulation D, Rules 505 and 506 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1698). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-203 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.215 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1698). Changes have been made in the Purpose statement, so it is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Securities Division staff recommended the purpose reflect the actual purpose of the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agrees with this recommendation, and the change will be made.

15 CSR 30-54.215 Accredited Investor Exemption

PURPOSE: This rule exempts offers and sales to accredited investors from the requirements of section 409.3-301 of the Missouri Securities Act of 2003.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-203 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.220 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1699-1700). Changes have been made in the Purpose statement, so it is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Securities Division staff recommended the purpose reflect the actual purpose of the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agrees with this recommendation, and the change will be made.

15 CSR 30-54.220 Transactions Exemption for Securities Listed on Certain Quotation Systems

PURPOSE: This rule prescribes the circumstances under which transactions in securities listed on National Association of Securities Dealers, Inc., Automated Quotation System are exempt from the requirements of sections 409.3-301 and 409.5-504 of the Missouri Securities Act of 2003.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-203 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.250 Missouri Qualified Fund Exemption is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1700-1701). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-202, 409.2-203 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.260 Foreign Issuer Exemption is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1701). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 54—Exemptions and Federal Covered Securities

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.2-203 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-54.290 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1701-1702). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Securities Division staff recommended the language be changed to comply with the exemptions under the Missouri Securities Act of 2003.

RESPONSE AND EXPLANATION OF CHANGE: The commissioner agrees with this recommendation, and the change will be made.

15 CSR 30-54.290 Canadian-United States Cross-Border Trading Exemption

PURPOSE: This rule prescribes transactions exempted pursuant to section 409.2-203, RSMo, for Canadians who are temporarily a resident in or visiting this state and persons in the state who are holders of or contributors to Canadian self-directed tax advantaged retirement accounts.

(1) Any offer or sale of security effected by a Canadian broker-dealer exempted from broker-dealer registration pursuant to 15 CSR 30-51.180 is exempted from the securities registration requirements of section 409.3-301, RSMo.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.3-306, 409.4-412 and 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.010 Who May Request is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1702). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.6-605, RSMo Supp. 2003 and 409.836, RSMo 2000, the commissioner amends a rule as follows:

15 CSR 30-55.020 Instituting Hearing Before the Commissioner is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1702-1703). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.6-605, RSMo Supp. 2003 and 409.836, RSMo 2000, the commissioner amends a rule as follows:

15 CSR 30-55.025 General Prehearing Procedures is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1703). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.030 Answers and Supplementary Pleadings is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1703). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.040 Notice of Hearing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1703). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.050 Prehearing Conferences is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1703-1704). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.060 Public Hearing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1704). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.070 Record of Hearing Before the Commissioner is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1704). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.080 Discovery is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1704). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.090 Procedure at Hearing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1704-1705). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.6-602 and 409.6-605, RSMo Supp. 2003 and 409.820, RSMo 2000, the commissioner amends a rule as follows:

15 CSR 30-55.100 Subpoenas is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1705). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.110 Motions, Suggestions and Legal Briefs is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1705). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 55—Hearings Under Securities Act**

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2003, the commissioner amends a rule as follows:

15 CSR 30-55.220 Hearing Officers is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1705). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 4—Membership and Creditable Service

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.020, RSMo 2000, the board of trustees hereby amends a rule as follows:

16 CSR 10-4.005 Requirements for Membership is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1705-1706). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 4—Membership and Creditable Service

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.020, RSMo 2000, the board of trustees hereby amends a rule as follows:

16 CSR 10-4.012 Payment for Reinstatement and Credit Purchases is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1706-1707). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 4—Membership and Creditable Service

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.020, RSMo 2000, the board of trustees hereby amends a rule as follows:

16 CSR 10-4.014 Reinstatement and Credit Purchases is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1707-1708). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 5—Retirement, Options and Benefits

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.020, RSMo 2000, the board of trustees hereby amends a rule as follows:

16 CSR 10-5.010 Service Retirement is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1708-1709). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Public School Retirement System of Missouri (PSRS) received thirty-four (34) comments on the proposed amendment.

COMMENT: PSRS received twenty-four (24) similar comments from: Bradley Barnhart, Assistant Superintendent of the Blue Springs School District; Donald Peebles, Superintendent of the Niangua R-V School District; Randy Winston, Superintendent of the Poplar Bluff School District; Deanette Jarman, Assistant Superintendent of the Ralls County R-II School District; Nancy Parman, Superintendent of the North Harrison R-III School District; Dr. Arnold Bell, Superintendent of the Chaffee Public School District; Rob Dowis, Superintendent of the Jefferson C-123 School District; Lloyd Little, Superintendent of the Mexico #59 School District; Dr. VeAnn Tilson, Superintendent of the Union R-XI School District; Sandra Sloan, Superintendent of the Odessa R-VII School District; Judy Teufel, Principal of the Miami R-1 School District; Dr. Stephen Laub, Principal of Rolla Junior High School; Ed Schoenfelt, Superintendent of the Marceline R-V School District; Ken Eaton, Superintendent of the Mound City R-2 School District; Steve Meyer, Superintendent of the Orrick School District; Susan Marcum, Assistant Principal of Willard High School; Jim King, Executive Director of the Missouri Association of Secondary School Principals; Dr. Sarah Spence, Superintendent of the Sedalia School District #200; Lynn Soloman, Executive Director of the Association of School Business Officials; Frank Berlin, Assistant Superintendent of the Bowling Green R-I School District; Brad Hufty, Middle School Principal in the Bowling Green R-I School District; Dr. Judene Blackburn, Assistant Superintendent of the Waynesville R-VI School District; Dr. Roger Dorson, Superintendent of the Salisbury R-IV School District; and Rick Edwards, retired PSRS member.

The comments from the above individuals indicated: (1) support for the portion of the proposed amendment allowing all PSRS retirees who have certificates issued by the Department of Elementary and Secondary Education (DESE) to work under section 169.596, RSMo; and (2) strong opposition to the portion of the proposed amendment allowing such employment only in positions that require a DESE-issued certificate.

RESPONSE: Missouri case law indicates that the intent of the legislature should be determined, if possible, from the words used in the statute to be interpreted. Missouri case law also indicates that Missouri courts will read statutes together in order to determine the intent of the legislature.

Subsection 1 of section 169.596, RSMo, allows a PSRS retiree to "teach full-time for up to two years" for a PSRS covered employer without a suspension of the retiree's PSRS benefits if the employer meets certain requirements. Subsection 2 of section 169.596, RSMo, allows a retiree of the Non-Teacher School Employee Retirement

System of Missouri (NTRS) to “*be employed* full-time for up to two years” for a NTRS covered employer without a suspension of the retiree’s NTRS benefits if the employer meets certain requirements.

In essence, the comments received argue that “teach” should be defined as broadly as “be employed” and that DESE-certificated PSRS retirees should be allowed to work under section 169.596.1, RSMo, in any position. PSRS believes this is contrary to the tenets of statutory construction in Missouri. The fact that the legislature used “teach” in subsection 1 of section 169.596, RSMo, (relating to PSRS retirees) and “be employed” in subsection 2 of section 169.596, RSMo, (relating to NTRS retirees), supports PSRS’s interpretation that “teach” means something other than “be employed.” Otherwise, the legislature would have used “be employed” in both subsections 1 and 2 of section 169.596, RSMo. Also, section 169.010(17), RSMo, defines “teacher” as a full-time employee of a PSRS-covered employer *who possesses a DESE issued certificate*. Therefore, PSRS’s interpretation of “teach” is consistent with the definition of “teacher” in section 169.010(17), RSMo. Finally, PSRS believes that it is unlikely that the legislature intended to define “teach” to include activities such as driving a school bus or working in the school cafeteria, especially in light of the legislature’s use of “be employed” in section 169.596, RSMo. PSRS also believes that it is unlikely that a court would interpret “teach” to include such activities. Had the legislature intended “teach” to be interpreted as broadly as “be employed” it could have easily used the phrase “be employed” when referring to PSRS retirees as it did when referring to NTRS retirees in the very next subsection of the law. Therefore, no changes have been made to the rule as a result of these comments.

COMMENT: PSRS received five (5) similar comments from: Paul Huey, Superintendent of the Grundy R-V School District; Faye Peters, Executive Director of the Missouri Association of Elementary School Principals; Gary Sharpe, Executive Director of the Missouri Association of School Administrators; Kent King, Executive Director of the Missouri State Teachers Association; and Richard Forcum, Superintendent of the LaPlata R-II Schools.

The comments from the above individuals indicated strong opposition to the portion of the proposed amendment allowing DESE-certificated, PSRS retirees to work under section 169.596, RSMo, only in positions that require a DESE-issued certificate. The comments state that the amendment is not in the best interest of the children, is contrary to the intent of the legislature, restricts the pool of applicants available for positions not requiring DESE certification and is unnecessarily restrictive given the stringent requirements that must be met by the school districts.

RESPONSE: Under section 169.596, RSMo, NTRS retirees may be employed full-time in positions that do not require DESE certification. Also, both PSRS and NTRS retirees may still work up to five hundred fifty (550) hours in any position for a PSRS covered school district.

However, Missouri case law indicates that the intent of the legislature should be determined, if possible, from the words used in the statute to be interpreted. Missouri case law also indicates that Missouri courts will read statutes together in order to determine the intent of the legislature.

Subsection 1 of section 169.596, RSMo, allows a PSRS retiree to “*teach* full-time for up to two years” for a PSRS covered employer without a suspension of the retiree’s PSRS benefits if the employer meets certain requirements. Subsection 2 of section 169.596, RSMo, allows a retiree of the Non-Teacher School Employee Retirement System of Missouri (NTRS) to “*be employed* full-time for up to two years” for a NTRS covered employer without a suspension of the retiree’s NTRS benefits if the employer meets certain requirements.

In essence, the comments received argue that “teach” should be defined as broadly as “be employed” and that DESE-certificated PSRS retirees should be allowed to work under section 169.596.1, RSMo, in any position. PSRS believes this is contrary to the tenets

of statutory construction in Missouri. The fact that the legislature used “teach” in subsection 1 of section 169.596, RSMo, (relating to PSRS retirees) and “be employed” in subsection 2 of section 169.596, RSMo, (relating to NTRS retirees), supports PSRS’s interpretation that “teach” means something other than “be employed.” Otherwise, the legislature would have used “be employed” in both subsections 1 and 2 of section 169.596, RSMo. Also, section 169.010(17), RSMo, defines “teacher” as a full-time employee of a PSRS-covered employer *who possesses a DESE issued certificate*. Therefore, PSRS’s interpretation of “teach” is consistent with the definition of “teacher” in section 169.010(17), RSMo. Finally, PSRS believes that it is unlikely that the legislature intended to define “teach” to include activities such as driving a school bus or working in the school cafeteria, especially in light of the legislature’s use of “be employed” in section 169.596, RSMo. PSRS also believes that it is unlikely that a court would interpret “teach” to include such activities. Had the legislature intended “teach” to be interpreted as broadly as “be employed” it could have easily used the phrase “be employed” when referring to PSRS retirees as it did when referring to NTRS retirees in the very next subsection of the law. Therefore, no changes have been made to the amendment as a result of these comments.

COMMENT: PSRS received one (1) comment from Kay Bylo, Principal in the Spring Bluff R-XV School District strongly supporting the portion of the proposed amendment allowing all DESE-certificated, PSRS retirees, not just classroom teachers, to work under section 169.596, RSMo.

RESPONSE: The proposed amendment allows all DESE-certificated PSRS retirees to work under section 169.596, RSMo. No changes have been made to the amendment as a result of this comment.

COMMENT: PSRS received three (3) similar comments from: Gary Reed, Superintendent of the Carthage R-9 School District; James Cale, Superintendent of the Warren County R-II Schools; and V. Leon Slape, Superintendent of the Plato R-V School District.

The comment from the above individuals indicated: (1) a belief that the proposed amendment applied only to classroom teachers and did not allow all DESE-certificated PSRS retirees to work under section 169.596, RSMo, and opposed such an application of the proposed amendment; and (2) strong opposition to the portion of the proposed amendment allowing DESE-certificated PSRS retirees to work only in positions that require a DESE-issued certificate.

RESPONSE: The proposed amendment allows all DESE-certificated PSRS retirees to work under section 169.596, RSMo, not just classroom teachers.

Missouri case law indicates that the intent of the legislature should be determined, if possible, from the words used in the statute to be interpreted. Missouri case law also indicates that Missouri courts will read statutes together in order to determine the intent of the legislature.

Subsection 1 of section 169.596, RSMo, allows a PSRS retiree to “*teach* full-time for up to two years” for a PSRS covered employer without a suspension of the retiree’s PSRS benefits if the employer meets certain requirements. Subsection 2 of section 169.596, RSMo, allows a retiree of the Non-Teacher School Employee Retirement System of Missouri (NTRS) to “*be employed* full-time for up to two years” for a NTRS covered employer without a suspension of the retiree’s NTRS benefits if the employer meets certain requirements.

In essence, the comments received argue that “teach” should be defined as broadly as “be employed” and that DESE-certificated PSRS retirees should be allowed to work under section 169.596.1, RSMo, in any position. PSRS believes this is contrary to the tenets of statutory construction in Missouri. The fact that the legislature used “teach” in subsection 1 of section 169.596, RSMo, (relating to PSRS retirees) and “be employed” in subsection 2 of section 169.596, RSMo, (relating to NTRS retirees), supports PSRS’s interpretation that “teach” means something other than “be employed.”

Otherwise, the legislature would have used "be employed" in both subsections 1 and 2 of section 169.596, RSMo. Also, section 169.010(17), RSMo, defines "teacher" as a full-time employee of a PSRS-covered employer *who possesses a DESE issued certificate*. Therefore, PSRS's interpretation of "teach" is consistent with the definition of "teacher" in section 169.010(17), RSMo. Finally, PSRS believes that it is unlikely that the legislature intended to define "teach" to include activities such as driving a school bus or working in the school cafeteria, especially in light of the legislature's use of "be employed" in section 169.596, RSMo. PSRS also believes that it is unlikely that a court would interpret "teach" to include such activities. Had the legislature intended "teach" to be interpreted as broadly as "be employed" it could have easily used the phrase "be employed" when referring to PSRS retirees as it did when referring to NTRS retirees in the very next subsection of the law. Therefore, no changes have been made to the amendment as a result of these comments.

COMMENT: PSRS received one (1) comment from Dr. Bruce Johnson, Superintendent of the Stanberry R-II School District stating that section 169.596, RSMo can be a good law, but that it may be subject to abuse and may lead to unnecessary depletion of PSRS funds. He further stated that PSRS should diligently enforce section 169.596, RSMo, to ensure that the school district meets the requirements set forth in that section prior to hiring a PSRS retiree instead of other qualified candidates.

RESPONSE: PSRS will put forth its best efforts, given available resources, to diligently enforce the provisions of section 169.596, RSMo. No changes have been made to the amendment as a result of this comment.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 6—The Non-Teacher School Employee Retirement System of Missouri

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.610, RSMo 2000, the board of trustees hereby amends a rule as follows:

16 CSR 10-6.010 Employment is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1709). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 6—The Non-Teacher School Employee Retirement System of Missouri

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.610, RSMo 2000, the board of trustees hereby amends a rule as follows:

16 CSR 10-6.045 Reinstatement and Credit Purchases is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1709-1712). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 6—The Non-Teacher School Employee Retirement System of Missouri

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.610, RSMo 2000, the board of trustees hereby amends a rule as follows:

16 CSR 10-6.060 Service Retirement is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1712-1713). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 50—The County Employees' Retirement Fund
Chapter 20—County Employees' Deferred Compensation Plan

ORDER OF RULEMAKING

By the authority vested in the County Employees' Retirement Board under section 50.1300, RSMo 2000, the board amends a rule as follows:

16 CSR 50-20.030 Participation in the Plan is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1713). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 50—The County Employees' Retirement Fund
Chapter 20—County Employees' Deferred Compensation Plan

ORDER OF RULEMAKING

By the authority vested in the County Employees' Retirement Board under sections 50.1300, RSMo 2000, the board amends a rule as follows:

16 CSR 50-20.050 Limitations on Deferral is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1713). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 19—DEPARTMENT OF HEALTH
AND SENIOR SERVICES
Division 15—Division of Senior Services
Chapter 4—Older Americans Act**

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under sections 660.050 and 660.603, RSMo Supp. 2003, the department amends a rule as follows:

19 CSR 15-4.060 State Long-Term Care Ombudsman Program is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 15, 2003 (28 MoReg 1837). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 19—DEPARTMENT OF HEALTH
AND SENIOR SERVICES
Division 30—Division of Health Standards and Licensure
Chapter 82—General Licensure Requirements**

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under sections 198.009, RSMo 2000 and 198.105, RSMo Supp. 2003, the department adopts a rule as follows:

19 CSR 30-82.015 Long-Term Care Receiverships is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 15, 2003 (28 MoReg 1837-1838). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 19—DEPARTMENT OF HEALTH
AND SENIOR SERVICES
Division 30—Division of Health Standards and Licensure
Chapter 82—General Licensure Requirements**

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under section 198.067.6, RSMo Supp. 2003, the department adopts a rule as follows:

19 CSR 30-82.080 Nursing Facility Quality of Care Improvement Program is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 15, 2003 (28 MoReg 1838). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 19—DEPARTMENT OF HEALTH
AND SENIOR SERVICES
Division 30—Division of Health Standards and Licensure
Chapter 83—Definition of Terms**

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under sections 198.006, RSMo Supp. 2003 and 198.009, RSMo 2000, the department amends a rule as follows:

19 CSR 30-83.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 15, 2003 (28 MoReg 1839). The section with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Health and Senior Services received two (2) comments on the proposed amendment.

COMMENT: An industry association sent a letter supporting the language included in the amendment.

RESPONSE: None required.

COMMENT: The second comment expressed a concern about individuals who are incompetent but who have not been declared mentally incompetent or incapacitated by a court. The commenter expressed concern that facilities would not be responsible for these residents if they leave a facility.

RESPONSE AND EXPLANATION OF CHANGE: Senate Bill 534, passed during the 92nd Legislative Session, added the statutory definitions of protective oversight and voluntary leave. The language in the proposed amendment mirrored the definition in Senate Bill 534 for voluntary leave, including the categories of individuals who can initiate a voluntary leave. The language in the proposed amendment was intended to mirror the definition of protective oversight set forth in Senate Bill 534. This comment did bring to the department's attention that the department inadvertently made a non-substantive variation to the statutory language in its amendment. The definition of protective oversight has been revised to exactly mirror the statutory definition. It is not within the department's statutory authority to change these definitions. Therefore, no changes are being made to the statutory definitions of protective oversight or voluntary leave.

19 CSR 30-83.010 Definition of Terms

(24) Protective oversight—Shall mean an awareness twenty-four (24) hours a day of the location of a resident, the ability to intervene on

behalf of the resident, the supervision of nutrition, medication, or actual provisions of care, and the responsibility for the welfare of the resident, except where the resident is on voluntary leave.

**Title 19—DEPARTMENT OF HEALTH
AND SENIOR SERVICES
Division 30—Division of Health Standards and Licensure
Chapter 85—Intermediate Care and Skilled Nursing
Facility**

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under sections 198.006, RSMo Supp. 2003 and 198.079, RSMo 2000, the department amends a rule as follows:

19 CSR 30-85.042 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 15, 2003 (28 MoReg 1839). The section with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS AND EXPLANATION OF CHANGE: No comments were received. However, a comment was received on a corresponding proposed rule amendment to 19 CSR 30-86.042 Administrative, Personnel and Resident Care Requirements for New and Existing Residential Care Facilities I and II regarding voluntary leave information requirements for residential care facilities. To ensure consistency between these two rules, the same changes are being made to this rule as are being made to 19 CSR 30-86.042.

19 CSR 30-85.042 Administration and Resident Care Requirements for New and Existing Intermediate Care and Skilled Nursing Facilities

(66) Each resident shall receive twenty-four (24)-hour protective oversight and supervision. For residents departing the premises on voluntary leave, the facility shall have, at a minimum, a procedure to inquire of the resident or resident's guardian of the resident's departure, of the resident's estimated length of absence from the facility, and of the resident's whereabouts while on voluntary leave. I/II

**Title 19—DEPARTMENT OF HEALTH
AND SENIOR SERVICES
Division 30—Division of Health Standards and Licensure
Chapter 86—Residential Care Facilities I and II**

ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under sections 198.006, RSMo Supp. 2003 and 198.076, RSMo 2000, the department amends a rule as follows:

19 CSR 30-86.042 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 15, 2003 (28 MoReg 1839-1840). The section with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Health and Senior Services received one (1) comment on the proposed amendment.

COMMENT: An industry association submitted a comment questioning the statutory authority of the department to require a facility to ensure that a resident provide information when departing the premises on a voluntary leave. They also indicated that a facility could not enforce such a rule because they do not have any authority to require that the resident provide the information.

RESPONSE AND EXPLANATION OF CHANGE: To balance the requirement to inquire of such information with the individual's right not to provide this information, the department has changed the proposed amendment by requiring the facility to have a procedure to inquire of the resident for the information, while at the same time allowing the resident to decline to provide such information if they so choose.

19 CSR 30-86.042 Administrative, Personnel and Resident Care Requirements for New and Existing Residential Care Facilities I and II

(35) Protective oversight shall be provided twenty-four (24) hours a day. For residents departing the premises on voluntary leave, the facility shall have, at a minimum, a procedure to inquire of the resident or resident's guardian of the resident's departure, of the resident's estimated length of absence from the facility, and of the resident's whereabouts while on voluntary leave. I/II

**Title 20—DEPARTMENT OF INSURANCE
Division 200—Financial Examination
Chapter 1—Financial Solvency and Accounting Standards**

ORDER OF RULEMAKING

By the authority vested in the director of the Missouri Department of Insurance under section 374.045, RSMo 2000, the director amends a rule as follows:

20 CSR 200-1.025 Valuation of Invested Assets is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1713-1714). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE
Division 200—Financial Examination
Chapter 1—Financial Solvency and Accounting Standards**

ORDER OF RULEMAKING

By the authority vested in the director of the Missouri Department of Insurance under section 374.045, RSMo 2000, the director amends a rule as follows:

20 CSR 200-1.030 Financial Statement and Diskette Filing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1714). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE
Division 200—Financial Examination
Chapter 10—Managing General Agent (MGA)**

ORDER OF RULEMAKING

By the authority vested in the director of the Missouri Department of Insurance under section 374.045, RSMo 2000, the director amends a rule as follows:

20 CSR 200-10.100 Who Must File is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1714–1715). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE
Division 700—Licensing
Chapter 3—Education Requirements**

ORDER OF RULEMAKING

By the authority vested in the director of the Missouri Department of Insurance under section 374.045, RSMo 2000, the director amends a rule as follows:

20 CSR 700-3.200 Continuing Education is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2003 (28 MoReg 1716–1717). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs and other items required to be published in the *Missouri Register* by law.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 100—Division of Credit Unions
APPLICATIONS FOR NEW GROUPS OR GEOGRAPHIC AREAS

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the following credit unions have submitted applications to add new groups or geographic areas to their membership.

Credit Union	Proposed New Group or Geographic Area
Sikeston Public Schools Credit Union 814 Linn Street Sikeston, MO 63801	Employees and members of immediate family and organizations of such persons of Scott County R-V Public Schools in zip code 63801

NOTICE TO SUBMIT COMMENTS: Anyone may file a written statement in support of or in opposition to any of these applications. Comments shall be filed with: Director, Division of Credit Unions, PO Box 1607, Jefferson City, MO 65102. To be considered, written comments must be submitted no later than ten (10) business days after publication of this notice in the Missouri Register.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 32—Telecommunications Service

IN ADDITION

- 4 CSR 240-32.180 Definitions—Caller Identification Blocking Service**
- 4 CSR 240-32.190 Standards for Providing Caller Identification Blocking Service**

Notices of proposed rulemaking were published in the *Missouri Register* on December 15, 2003 (28 MoReg 2221–2222). Comments for these rules will be considered by the commission office until January 31, 2004, rather than December 31 as published in the Notice to Submit Comments.

NOTICE TO SUBMIT COMMENTS: Anyone may file comments in support of or in opposition to these proposed rules with the Missouri Public Service Commission, Dale Hardy Roberts, Secretary of the Commission, PO Box 360, Jefferson City, MO 65102. To be considered, comments must be received at the commission's offices on or before January 31, 2004, and should include a reference to Commission Case No. TX-2004-0206. If comments are submitted via a paper filing, an original and eight (8) copies of the comments are required. Comments may also be submitted via a filing using the commission's electronic filing and information system at <<http://www.psc.state.mo.us/efis.asp>>. No public hearing was scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60—Missouri Health Facilities Review Committee
Chapter 50—Certificate of Need Program

EXPEDITED APPLICATION REVIEW SCHEDULE

The Missouri Health Facilities Review Committee has initiated review of the application listed below. A decision is tentatively scheduled for January 23, 2004. This application is available for public inspection at the address shown below:

Date Filed

Project Number: Project Name
City (County)
Cost, Description

11/07/03

#3562 RP: Victorian Manor
Belle (Osage County)
\$11, Long-term care bed expansion through the purchase of 11 residential care facility I beds

Any person wishing to request a public hearing for the purpose of commenting on this application must submit a written request to this effect, which must be received by January 12, 2004. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
915 G Leslie Boulevard
Jefferson City, MO 65101

For additional information contact
Donna Schuessler, 573-751-6403.

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2000 to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
B ROUND, L.L.C.**

On December 1, 2003, a Missouri limited liability company, filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations with claims against said limited liability company must submit in writing to, c/o Frank C. Carnahan, Esq., Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a summary of the claim, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of Notice of Winding Up.

**NOTICE OF DISSOLUTION
OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
LANDAU BOATS II, LLC**

On October 3, 2003, Landau Boats II, LLC, a Missouri limited liability company, ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State.

The Company requests that persons with claims against it present them immediately, by letter, to: Michael Morgan LLC, 11710 Administration Drive, Suite Two, St. Louis, Missouri 63146. Each claim must include: amount of the claim, basis for the claim, and documentation of the claim.

A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS AND
CLAIMANTS AGAINST A.K. GIBBON LUMBER CO., INC.**

A.K. GIBBON LUMBER CO., Inc. was dissolved on the Fourteenth (14th) day of July, 2003. Any and all claims against A.K. GIBBON LUMBER CO., Inc. may be sent to Jane L. Stafford, Spencer Fane Britt & Browne LLP, 1000 Walnut Street, Suite 1400, Kansas City, Missouri 64106. Each claim should include the following: the name, address, and telephone number of the claimant; amount of the claim; and the basis of the claim. Any and all claims against A.K. GIBBON LUMBER CO., Inc. will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the date of this publication.

NOTICE TO THE CREDITORS OF HIGH FAMILY LIMITED PARTNERSHIP

You are hereby notified that High Family Limited Partnership, a Missouri Limited Partnership, the principal office of which is located at Box 818, Camdenton, Missouri 65020; ("the Limited Partnership") filed its Certificate of Cancellation with the Missouri Secretary of State.

Any claims against the Limited Partnership may be sent to: High Family Limited Partnership c/o Kristy Runk Bryan, Esq., 1911 S. National Ave, Ste. 303, Springfield, Mo 65804. Each claim must include the following: the name, address and phone number of the claimant, the amount claimed; the date on which the claim arose; the basis for the claim; and, documentation of the claim.

All claims against the Limited Partnership will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS AND CLAIMANTS AGAINST
MIDWEST CANCER CARE, L.L.C.**

Notice is hereby given that Midwest Cancer Care, L.L.C., a Missouri limited liability company, agreed to dissolve on December 12, 2003 and filed its Notice of Winding Up with the Missouri Secretary of State on December 15, 2003. In accordance with the Notice of Winding Up filed with the Missouri Secretary of State, any and all claims against Midwest Cancer Care, L.L.C. should be sent by mail to Mark Leicht, c/o Dotzauer, Runde, Leicht & Bushur, LLP, 424 South Woods Mill Road, Suite 320, Chesterfield, Missouri 63017.

Each claim must include: (1) the name, address and telephone number of the claimant; (2) the amount of the claim; (3) the basis for the claim; (4) the date(s) on which the event occurred which provided the basis for the claim; and (5) copies of any supporting data. Any and all claims against Midwest Cancer Care, L.L.C. will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST KALLSTROM US, L.L.C., a
Missouri limited liability company

On November 14, 2003, Kallstrom US, L.L.C., a Missouri limited liability company, filed its notice of winding up with the Missouri Secretary of State.

Said company requests that all persons and organizations having claims against it present their claims in writing to the company addressed to: Kallstrom US, L.L.C., c/o James E. Breer, 478 Xavier Ct., Valley Park, MO 63088.

All claims must include the name, address, and telephone number of the creditor or claimant; the amount of the claim; the basis for the claim; documentation of the claim; the date(s) of the event(s) giving rise to the claim.

NOTICE: Any claim against said company will be barred unless a proceeding to enforce the claim is commenced within three years after the date of the publication of this notice.

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—27 (2002), 28 (2003) and 29 (2004). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				27 MoReg 189 27 MoReg 1724 28 MoReg 1861
1 CSR 10-4.010	Commissioner of Administration		28 MoReg 1557		
1 CSR 10-18.010	Commissioner of Administration	28 MoReg 1615	28 MoReg 1482	This Issue	
1 CSR 20-2.015	Personnel Advisory Board and Division of Personnel		28 MoReg 1560	This Issue	
1 CSR 20-3.070	Personnel Advisory Board and Division of Personnel		28 MoReg 1560	This Issue	
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel		28 MoReg 1561	This Issue	
1 CSR 35-1.050	Division of Facilities Management	28 MoReg 1983	28 MoReg 1990		
1 CSR 35-2.030	Division of Facilities Management	28 MoReg 1984	28 MoReg 1993		
DEPARTMENT OF AGRICULTURE					
2 CSR 10-2.010	Market Development		28 MoReg 2087		
2 CSR 30-2.040	Animal Health		28 MoReg 711		
2 CSR 70-13.030	Plant Industries	28 MoReg 1553	28 MoReg 1561		
2 CSR 90-11.010	Weights and Measures	28 MoReg 2207	28 MoReg 2211		
2 CSR 90-30.050	Weights and Measures		28 MoReg 2211		
2 CSR 100-6.010	Missouri Agriculture and Small Business Development Authority		28 MoReg 1762		
DEPARTMENT OF CONSERVATION					
3 CSR 10-4.110	Conservation Commission		28 MoReg 1995		
3 CSR 10-5.205	Conservation Commission		28 MoReg 1995		
3 CSR 10-5.215	Conservation Commission		28 MoReg 1995		
3 CSR 10-5.310	Conservation Commission		28 MoReg 1996		
3 CSR 10-5.320	Conservation Commission		28 MoReg 1996		
3 CSR 10-5.330	Conservation Commission		28 MoReg 1996		
3 CSR 10-5.340	Conservation Commission		28 MoReg 1997		
3 CSR 10-5.345	Conservation Commission		28 MoReg 1999		
3 CSR 10-5.365	Conservation Commission		28 MoReg 2001		
3 CSR 10-5.375	Conservation Commission		28 MoReg 2003		
3 CSR 10-5.420	Conservation Commission		28 MoReg 2005		
3 CSR 10-5.440	Conservation Commission		28 MoReg 2007		
3 CSR 10-5.445	Conservation Commission		28 MoReg 2009		
3 CSR 10-5.470	Conservation Commission		28 MoReg 2011R		
3 CSR 10-5.570	Conservation Commission		28 MoReg 2011		
3 CSR 10-6.415	Conservation Commission		28 MoReg 2011		
3 CSR 10-6.505	Conservation Commission		28 MoReg 2011		
3 CSR 10-6.510	Conservation Commission		28 MoReg 2012		
3 CSR 10-6.525	Conservation Commission		28 MoReg 2012		
3 CSR 10-6.530	Conservation Commission		28 MoReg 2013		
3 CSR 10-7.405	Conservation Commission		28 MoReg 2013		
3 CSR 10-7.410	Conservation Commission		28 MoReg 2013		
3 CSR 10-7.425	Conservation Commission		28 MoReg 2014		
3 CSR 10-7.450	Conservation Commission		28 MoReg 2014		
3 CSR 10-7.455	Conservation Commission		28 MoReg 2089		
3 CSR 10-8.505	Conservation Commission		28 MoReg 2089		
3 CSR 10-8.510	Conservation Commission		28 MoReg 2015		
3 CSR 10-8.515	Conservation Commission		28 MoReg 2015		
3 CSR 10-9.110	Conservation Commission		28 MoReg 2017		
3 CSR 10-9.220	Conservation Commission		28 MoReg 2212		
3 CSR 10-9.565	Conservation Commission		28 MoReg 2018		
3 CSR 10-9.575	Conservation Commission		28 MoReg 2019		
3 CSR 10-9.625	Conservation Commission		28 MoReg 2019		
3 CSR 10-9.628	Conservation Commission		28 MoReg 2020		
3 CSR 10-10.720	Conservation Commission		28 MoReg 2020		
3 CSR 10-10.767	Conservation Commission		28 MoReg 2020		
3 CSR 10-10.768	Conservation Commission		28 MoReg 2021		
3 CSR 10-11.180	Conservation Commission		28 MoReg 2021		
3 CSR 10-11.205	Conservation Commission		28 MoReg 2021		
3 CSR 10-11.210	Conservation Commission		28 MoReg 2022		
3 CSR 10-11.215	Conservation Commission		28 MoReg 2022		
3 CSR 10-12.110	Conservation Commission		28 MoReg 2023		
3 CSR 10-12.115	Conservation Commission		28 MoReg 2023		
3 CSR 10-12.125	Conservation Commission		28 MoReg 2023		
3 CSR 10-12.135	Conservation Commission		28 MoReg 2024		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
3 CSR 10-12.140	Conservation Commission		28 MoReg 2024		
3 CSR 10-12.145	Conservation Commission		28 MoReg 2025		
3 CSR 10-20.805	Conservation Commission		28 MoReg 2025		
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 10-1.010	Missouri State Board of Accountancy		28 MoReg 2089		
4 CSR 10-1.030	Missouri State Board of Accountancy		28 MoReg 2090		
4 CSR 10-1.040	Missouri State Board of Accountancy		28 MoReg 2091R		
4 CSR 10-2.005	Missouri State Board of Accountancy		28 MoReg 2091R 28 MoReg 2091		
4 CSR 10-2.010	Missouri State Board of Accountancy		28 MoReg 2092R		
4 CSR 10-2.021	Missouri State Board of Accountancy		28 MoReg 2093R		
4 CSR 10-2.030	Missouri State Board of Accountancy		28 MoReg 2093R		
4 CSR 10-2.041	Missouri State Board of Accountancy		28 MoReg 2093		
4 CSR 10-2.042	Missouri State Board of Accountancy		28 MoReg 2094R		
4 CSR 10-2.051	Missouri State Board of Accountancy		28 MoReg 2094		
4 CSR 10-2.061	Missouri State Board of Accountancy		28 MoReg 2099		
4 CSR 10-2.062	Missouri State Board of Accountancy		28 MoReg 2100R		
4 CSR 10-2.070	Missouri State Board of Accountancy		28 MoReg 2101		
4 CSR 10-2.072	Missouri State Board of Accountancy		28 MoReg 2102		
4 CSR 10-2.075	Missouri State Board of Accountancy		28 MoReg 2105		
4 CSR 10-2.095	Missouri State Board of Accountancy		28 MoReg 2108		
4 CSR 10-2.101	Missouri State Board of Accountancy		28 MoReg 2109		
4 CSR 10-2.111	Missouri State Board of Accountancy		28 MoReg 2110R		
4 CSR 10-2.112	Missouri State Board of Accountancy		28 MoReg 2110R		
4 CSR 10-2.115	Missouri State Board of Accountancy		28 MoReg 2110R		
4 CSR 10-2.120	Missouri State Board of Accountancy		28 MoReg 2111R		
4 CSR 10-2.130	Missouri State Board of Accountancy		28 MoReg 2111		
4 CSR 10-2.135	Missouri State Board of Accountancy		28 MoReg 2112		
4 CSR 10-2.140	Missouri State Board of Accountancy		28 MoReg 2112		
4 CSR 10-2.150	Missouri State Board of Accountancy		28 MoReg 2115		
4 CSR 10-2.160	Missouri State Board of Accountancy		28 MoReg 2115		
4 CSR 10-2.180	Missouri State Board of Accountancy		28 MoReg 2116R		
4 CSR 10-2.190	Missouri State Board of Accountancy		28 MoReg 2116R		
4 CSR 10-2.200	Missouri State Board of Accountancy		28 MoReg 2116		
4 CSR 10-2.210	Missouri State Board of Accountancy		28 MoReg 2117R		
4 CSR 10-2.215	Missouri State Board of Accountancy		28 MoReg 2117R		
4 CSR 10-3.010	Missouri State Board of Accountancy		28 MoReg 2117		
4 CSR 10-3.020	Missouri State Board of Accountancy		28 MoReg 2118R		
4 CSR 10-3.030	Missouri State Board of Accountancy		28 MoReg 2118R		
4 CSR 10-3.040	Missouri State Board of Accountancy		28 MoReg 2119R		
4 CSR 10-3.060	Missouri State Board of Accountancy		28 MoReg 2119		
4 CSR 10-4.010	Missouri State Board of Accountancy		28 MoReg 2120R 28 MoReg 2120		
4 CSR 10-4.020	Missouri State Board of Accountancy		28 MoReg 2124R 28 MoReg 2124		
4 CSR 10-4.030	Missouri State Board of Accountancy		28 MoReg 2124R		
4 CSR 10-4.031	Missouri State Board of Accountancy		28 MoReg 2124		
4 CSR 10-4.040	Missouri State Board of Accountancy		28 MoReg 2125R		
4 CSR 10-4.041	Missouri State Board of Accountancy		28 MoReg 2125		
4 CSR 10-4.050	Missouri State Board of Accountancy		28 MoReg 2125R		
4 CSR 10-5.070	Missouri State Board of Accountancy		28 MoReg 2126		
4 CSR 10-5.080	Missouri State Board of Accountancy		28 MoReg 2126		
4 CSR 10-5.090	Missouri State Board of Accountancy		28 MoReg 2130		
4 CSR 10-5.100	Missouri State Board of Accountancy		28 MoReg 2130		
4 CSR 10-5.110	Missouri State Board of Accountancy		28 MoReg 2131		
4 CSR 30-3.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1483R	This IssueR	
4 CSR 30-3.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1483R	This IssueR	
4 CSR 30-3.040	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1484R	This IssueR	
4 CSR 30-3.050	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1484R	This IssueR	
4 CSR 30-3.060	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1484	This Issue	
4 CSR 30-4.060	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1762R 28 MoReg 1763		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 30-4.090	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1765		
4 CSR 30-5.140	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1767		
4 CSR 30-5.150	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1767		
4 CSR 30-6.015	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1769		
4 CSR 30-6.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		28 MoReg 1769		
4 CSR 60-1.040	State Board of Barber Examiners		28 MoReg 1487	28 MoReg 2261	
4 CSR 60-4.015	State Board of Barber Examiners		28 MoReg 1491	28 MoReg 2261	
4 CSR 70-1.010	State Board of Chiropractic Examiners		28 MoReg 1491R	28 MoReg 2261R	
4 CSR 70-2.020	State Board of Chiropractic Examiners		28 MoReg 1492	28 MoReg 2261	
4 CSR 70-2.020	State Board of Chiropractic Examiners		28 MoReg 1492	28 MoReg 2262	
4 CSR 70-2.030	State Board of Chiropractic Examiners		28 MoReg 1492	28 MoReg 2262	
4 CSR 70-2.040	State Board of Chiropractic Examiners		28 MoReg 1492	28 MoReg 2262	
4 CSR 70-2.045	State Board of Chiropractic Examiners		28 MoReg 1495	28 MoReg 2262	
4 CSR 70-2.050	State Board of Chiropractic Examiners		28 MoReg 1495	28 MoReg 2262	
4 CSR 70-2.060	State Board of Chiropractic Examiners		28 MoReg 1496	28 MoReg 2262	
4 CSR 70-2.065	State Board of Chiropractic Examiners		28 MoReg 1499	28 MoReg 2263	
4 CSR 70-2.070	State Board of Chiropractic Examiners		28 MoReg 1499	28 MoReg 2263	
4 CSR 70-2.080	State Board of Chiropractic Examiners		28 MoReg 1500	28 MoReg 2263	
4 CSR 70-2.081	State Board of Chiropractic Examiners		28 MoReg 1501	28 MoReg 2263	
4 CSR 70-2.090	State Board of Chiropractic Examiners		28 MoReg 1502	28 MoReg 2263	
4 CSR 70-2.100	State Board of Chiropractic Examiners		28 MoReg 1505	28 MoReg 2263	
4 CSR 70-3.010	State Board of Chiropractic Examiners		28 MoReg 1506	28 MoReg 2264	
4 CSR 70-4.010	State Board of Chiropractic Examiners		This Issue		
4 CSR 70-4.030	State Board of Chiropractic Examiners		This Issue		
4 CSR 90-3.010	State Board of Cosmetology		28 MoReg 2133		
4 CSR 90-5.010	State Board of Cosmetology		28 MoReg 2133		
4 CSR 90-7.010	State Board of Cosmetology		28 MoReg 2133		
4 CSR 90-8.010	State Board of Cosmetology		28 MoReg 2134		
4 CSR 90-10.010	State Board of Cosmetology		28 MoReg 2134		
4 CSR 90-11.010	State Board of Cosmetology		28 MoReg 2134		
4 CSR 90-12.020	State Board of Cosmetology		28 MoReg 2137		
4 CSR 90-12.070	State Board of Cosmetology		28 MoReg 2137		
4 CSR 90-13.010	State Board of Cosmetology		28 MoReg 2137		
4 CSR 100	Division of Credit Unions				28 MoReg 1956 28 MoReg 2057 29 MoReg 55 This Issue
4 CSR 110-2.130	Missouri Dental Board		This Issue		
4 CSR 140-1.140	Division of Finance				29 MoReg 55
4 CSR 150-2.080	State Board of Registration for the Healing Arts		28 MoReg 1507	28 MoReg 2264	
4 CSR 197-1.030	Board of Therapeutic Massage		29 MoReg 23		
4 CSR 197-1.040	Board of Therapeutic Massage		29 MoReg 23		
4 CSR 197-2.010	Board of Therapeutic Massage		29 MoReg 26		
4 CSR 197-2.030	Board of Therapeutic Massage		29 MoReg 32		
4 CSR 197-2.050	Board of Therapeutic Massage		29 MoReg 34		
4 CSR 197-3.010	Board of Therapeutic Massage		29 MoReg 36		
4 CSR 197-5.010	Board of Therapeutic Massage		29 MoReg 36		
4 CSR 197-5.020	Board of Therapeutic Massage		29 MoReg 36		
4 CSR 197-5.030	Board of Therapeutic Massage		29 MoReg 39		
4 CSR 197-5.040	Board of Therapeutic Massage		29 MoReg 41		
4 CSR 205-3.030	Missouri Board of Occupational Therapy		This Issue		
4 CSR 220-2.300	State Board of Pharmacy		This Issue		
4 CSR 220-5.020	State Board of Pharmacy		28 MoReg 1177	28 MoReg 2166	
4 CSR 232-3.010	Missouri State Committee of Interpreters		28 MoReg 1769		
4 CSR 240-3.155	Public Service Commission		28 MoReg 1507		
4 CSR 240-3.165	Public Service Commission		28 MoReg 2214		
4 CSR 240-3.190	Public Service Commission		28 MoReg 2028		
4 CSR 240-3.245	Public Service Commission		28 MoReg 2215		
4 CSR 240-3.265	Public Service Commission		28 MoReg 1901		
4 CSR 240-3.335	Public Service Commission		28 MoReg 2216		
4 CSR 240-3.435	Public Service Commission		28 MoReg 2217		
4 CSR 240-3.440	Public Service Commission		28 MoReg 1906		
4 CSR 240-3.500	Public Service Commission		28 MoReg 2139		
4 CSR 240-3.540	Public Service Commission		28 MoReg 2219		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 240-3.550	Public Service Commission		28 MoReg 2140		
4 CSR 240-3.640	Public Service Commission		28 MoReg 2220		
4 CSR 240-3.650	Public Service Commission		28 MoReg 1907		
4 CSR 240-13.015	Public Service Commission		28 MoReg 2140		
4 CSR 240-13.035	Public Service Commission		28 MoReg 2141		
4 CSR 240-18.010	Public Service Commission		28 MoReg 2030		
4 CSR 240-32.020	Public Service Commission		28 MoReg 2145		
4 CSR 240-32.060	Public Service Commission		28 MoReg 2147		
4 CSR 240-32.070	Public Service Commission		28 MoReg 2148		
4 CSR 240-32.080	Public Service Commission		28 MoReg 2149		
4 CSR 240-32.180	Public Service Commission	28 MoReg 1891	28 MoReg 2221		This Issue
4 CSR 240-32.190	Public Service Commission	28 MoReg 1891	28 MoReg 2222		This Issue
4 CSR 250-3.020	Missouri Real Estate Commission		28 MoReg 1770		
4 CSR 250-8.090	Missouri Real Estate Commission		28 MoReg 2150		
4 CSR 250-8.096	Missouri Real Estate Commission		28 MoReg 2152		
4 CSR 250-8.097	Missouri Real Estate Commission		28 MoReg 2152		
4 CSR 250-8.160	Missouri Real Estate Commission		28 MoReg 1770		
4 CSR 250-10.010	Missouri Real Estate Commission		28 MoReg 1770		
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 80-800.200	Teacher Quality and Urban Education		28 MoReg 1771		
5 CSR 80-800.220	Teacher Quality and Urban Education		28 MoReg 1774		
5 CSR 80-800.230	Teacher Quality and Urban Education		28 MoReg 1776		
5 CSR 80-800.260	Teacher Quality and Urban Education		28 MoReg 1779		
5 CSR 80-800.270	Teacher Quality and Urban Education		28 MoReg 1782		
5 CSR 80-800.280	Teacher Quality and Urban Education		28 MoReg 1784		
5 CSR 80-800.290	Teacher Quality and Urban Education		28 MoReg 1786		
5 CSR 80-800.300	Teacher Quality and Urban Education		28 MoReg 1786		
5 CSR 80-800.350	Teacher Quality and Urban Education		28 MoReg 1787		
5 CSR 80-800.360	Teacher Quality and Urban Education		28 MoReg 1790		
5 CSR 80-800.370	Teacher Quality and Urban Education		28 MoReg 1793		
5 CSR 80-800.380	Teacher Quality and Urban Education		28 MoReg 1796		
5 CSR 80-800.400	Teacher Quality and Urban Education		28 MoReg 1800		
5 CSR 90-7.010	Vocational Rehabilitation		28 MoReg 1800		
5 CSR 90-7.100	Vocational Rehabilitation		28 MoReg 1801		
5 CSR 90-7.200	Vocational Rehabilitation		28 MoReg 1801		
5 CSR 90-7.320	Vocational Rehabilitation		28 MoReg 1802		
5 CSR 100-200.010	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2222		
5 CSR 100-200.030	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2223		
5 CSR 100-200.040	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2223		
5 CSR 100-200.045	Missouri Commission for the Deaf and Hard of Hearing	28 MoReg 1554	28 MoReg 1563	This Issue	
5 CSR 100-200.050	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2224		
5 CSR 100-200.060	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2224		
5 CSR 100-200.070	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2225		
5 CSR 100-200.075	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2225		
5 CSR 100-200.100	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2225		
5 CSR 100-200.125	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2226		
5 CSR 100-200.130	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2226		
5 CSR 100-200.140	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2227		
5 CSR 100-200.150	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2227		
5 CSR 100-200.170	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2227		
5 CSR 100-200.180	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2230		
5 CSR 100-200.210	Missouri Commission for the Deaf and Hard of Hearing		28 MoReg 2231		
DEPARTMENT OF TRANSPORTATION					
7 CSR 10-17.010	Missouri Highways and Transportation Commission		28 MoReg 1563		
7 CSR 10-26.010	Missouri Highways and Transportation Commission		28 MoReg 2231		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
7 CSR 10-26.020	Missouri Highways and Transportation Commission		28 MoReg 2237		
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR 10-3.085	Division of Employment Security		28 MoReg 1661	This Issue	
8 CSR 30-1.010	Division of Labor Standards		28 MoReg 2030		
8 CSR 30-4.010	Division of Labor Standards		28 MoReg 2031		
8 CSR 30-4.020	Division of Labor Standards		28 MoReg 2031		
DEPARTMENT OF MENTAL HEALTH					
9 CSR 10-5.190	Director, Department of Mental Health		28 MoReg 2153		
9 CSR 10-5.210	Director, Department of Mental Health		28 MoReg 2155		
9 CSR 30-3.206	Certification Standards		28 MoReg 1508		
9 CSR 30-3.208	Certification Standards		28 MoReg 1508		
9 CSR 45-5.105	Division of Mental Retardation and Developmental Disabilities		28 MoReg 1805		
9 CSR 45-5.110	Division of Mental Retardation and Developmental Disabilities		28 MoReg 1805		
9 CSR 45-5.130	Division of Mental Retardation and Developmental Disabilities		28 MoReg 1809		
9 CSR 45-5.140	Division of Mental Retardation and Developmental Disabilities		28 MoReg 1812		
9 CSR 45-5.150	Division of Mental Retardation and Developmental Disabilities		28 MoReg 1816		
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-2.260	Air Conservation Commission		28 MoReg 1564		
10 CSR 10-6.260	Air Conservation Commission		28 MoReg 1911		
10 CSR 20-6.010	Clean Water Commission		28 MoReg 1106	28 MoReg 2166	
10 CSR 20-7.050	Clean Water Commission		28 MoReg 2240		
10 CSR 60-4.010	Public Drinking Water Program		28 MoReg 969	28 MoReg 2168	
10 CSR 60-5.010	Public Drinking Water Program		28 MoReg 973	28 MoReg 2168	
10 CSR 70-5.040	Soil and Water Districts Commission	28 MoReg 1369	28 MoReg 1916		
10 CSR 100-2.010	Petroleum Storage Tank Insurance Fund Board of Trustees		28 MoReg 2156		
10 CSR 100-3.010	Petroleum Storage Tank Insurance Fund Board of Trustees		28 MoReg 2157		
10 CSR 100-4.010	Petroleum Storage Tank Insurance Fund Board of Trustees		28 MoReg 2157		
10 CSR 100-4.020	Petroleum Storage Tank Insurance Fund Board of Trustees		28 MoReg 2163		
10 CSR 140-2.020	Division of Energy				28 MoReg 1526
10 CSR 140-2.030	Division of Energy				28 MoReg 1526
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 10-5.010	Adjutant General	28 MoReg 1475	28 MoReg 1509	29 MoReg 50	
11 CSR 45-6.030	Missouri Gaming Commission		28 MoReg 2241		
11 CSR 45-9.030	Missouri Gaming Commission		28 MoReg 1106	28 MoReg 2169	
11 CSR 45-13.010	Missouri Gaming Commission		28 MoReg 1377	29 MoReg 50	
11 CSR 45-13.020	Missouri Gaming Commission		28 MoReg 1377	29 MoReg 50	
11 CSR 45-13.030	Missouri Gaming Commission		28 MoReg 1377	29 MoReg 51	
11 CSR 45-13.045	Missouri Gaming Commission		28 MoReg 1378	29 MoReg 51	
11 CSR 45-13.050	Missouri Gaming Commission		28 MoReg 1378	29 MoReg 51	
11 CSR 45-13.051	Missouri Gaming Commission		28 MoReg 1379	29 MoReg 51	
11 CSR 45-13.060	Missouri Gaming Commission		28 MoReg 1379	29 MoReg 52	
11 CSR 45-13.070	Missouri Gaming Commission		28 MoReg 1380	29 MoReg 52	
11 CSR 45-13.080	Missouri Gaming Commission		28 MoReg 1381	29 MoReg 53	
11 CSR 45-30.540	Missouri Gaming Commission		28 MoReg 1110	28 MoReg 2172	
11 CSR 45-30.550	Missouri Gaming Commission		28 MoReg 1110	28 MoReg 2172	
11 CSR 50-2.010	Missouri State Highway Patrol		28 MoReg 1819		
11 CSR 50-2.020	Missouri State Highway Patrol		28 MoReg 1820		
11 CSR 50-2.050	Missouri State Highway Patrol		28 MoReg 1820		
11 CSR 50-2.160	Missouri State Highway Patrol		28 MoReg 1820		
11 CSR 50-2.200	Missouri State Highway Patrol		28 MoReg 1821		
11 CSR 50-2.270	Missouri State Highway Patrol		28 MoReg 1822		
11 CSR 50-2.320	Missouri State Highway Patrol		28 MoReg 1823		
11 CSR 50-2.340	Missouri State Highway Patrol		28 MoReg 1823		
11 CSR 70-2.120	Division of Alcohol and Tobacco Control		29 MoReg 43		
11 CSR 70-2.140	Division of Alcohol and Tobacco Control		29 MoReg 43		
11 CSR 75-13.090	Peace Officer Standards and Training Program		28 MoReg 1823		
11 CSR 80-5.010	Missouri State Water Patrol		28 MoReg 2243		
11 CSR 80-9.010	Missouri State Water Patrol		29 MoReg 44		
DEPARTMENT OF REVENUE					
12 CSR 10-2.055	Director of Revenue		28 MoReg 2246R		
12 CSR 10-2.060	Director of Revenue		28 MoReg 2246R		
12 CSR 10-2.235	Director of Revenue		28 MoReg 2246R		
12 CSR 10-7.180	Director of Revenue		28 MoReg 2246R		
12 CSR 10-7.210	Director of Revenue		28 MoReg 2246R		
12 CSR 10-7.220	Director of Revenue		28 MoReg 2247R		
12 CSR 10-7.290	Director of Revenue		28 MoReg 2247R		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
12 CSR 10-7.310	Director of Revenue		28 MoReg 2247R		
12 CSR 10-7.330	Director of Revenue		28 MoReg 2247R		
12 CSR 10-23.424	Director of Revenue		28 MoReg 2032		
12 CSR 10-23.460	Director of Revenue		28 MoReg 2248		
12 CSR 10-24.040	Director of Revenue		28 MoReg 2032		
12 CSR 10-24.090	Director of Revenue		28 MoReg 1661	This Issue	
12 CSR 10-24.200	Director of Revenue		28 MoReg 2033		
12 CSR 10-24.430	Director of Revenue		28 MoReg 1664	This Issue	
12 CSR 10-24.450	Director of Revenue		28 MoReg 2034R		
12 CSR 10-26.120	Director of Revenue		28 MoReg 1664	This Issue	
12 CSR 10-41.010	Director of Revenue	28 MoReg 2207	This Issue		
12 CSR 10-110.900	Director of Revenue		28 MoReg 881	28 MoReg 1584W	
12 CSR 10-111.010	Director of Revenue		28 MoReg 886	28 MoReg 1584W	
DEPARTMENT OF SOCIAL SERVICES					
13 CSR 40-2.310	Division of Family Services	28 MoReg 1421	28 MoReg 1423		
13 CSR 40-2.380	Division of Family Services	28 MoReg 1421	28 MoReg 1423		
13 CSR 40-19.020	Family Support Division	28 MoReg 1892	28 MoReg 1916		
13 CSR 70-3.120	Division of Family Services		28 MoReg 2248		
13 CSR 70-4.070	Division of Medical Services		28 MoReg 1511	29 MoReg 53	
13 CSR 70-10.015	Division of Medical Services	28 MoReg 1894 28 MoReg 1985T	28 MoReg 1918		
13 CSR 70-10.080	Division of Medical Services	28 MoReg 1897 28 MoReg 1985T	28 MoReg 1924		
13 CSR 70-10.110	Division of Medical Services	28 MoReg 1898 28 MoReg 1985T	28 MoReg 1926		
13 CSR 70-15.110	Division of Medical Services	28 MoReg 1755T 28 MoReg 1755	28 MoReg 1824		
13 CSR 70-15.180	Division of Medical Services		28 MoReg 2249		
13 CSR 70-20.320	Division of Medical Services		28 MoReg 2163		
13 CSR 70-98.010	Division of Medical Services		28 MoReg 1111		
13 CSR 70-98.015	Division of Medical Services		28 MoReg 2253		
ELECTED OFFICIALS					
15 CSR 30-1.010	Secretary of State		28 MoReg 2034R 28 MoReg 2034		
15 CSR 30-8.020	Secretary of State		28 MoReg 1928		
15 CSR 30-8.030	Secretary of State		28 MoReg 1928		
15 CSR 30-12.010	Secretary of State		28 MoReg 1931		
15 CSR 30-45.040	Secretary of State		28 MoReg 2037R 28 MoReg 2038		
15 CSR 30-50.010	Secretary of State	28 MoReg 1616	28 MoReg 1664	This Issue	
15 CSR 30-50.020	Secretary of State	28 MoReg 1617	28 MoReg 1665	This Issue	
15 CSR 30-50.030	Secretary of State	28 MoReg 1617	28 MoReg 1666	This Issue	
15 CSR 30-50.040	Secretary of State	28 MoReg 1618	28 MoReg 1667	This Issue	
15 CSR 30-51.010	Secretary of State	28 MoReg 1619	28 MoReg 1668	This Issue	
15 CSR 30-51.020	Secretary of State	28 MoReg 1620	28 MoReg 1668	This Issue	
15 CSR 30-51.030	Secretary of State	28 MoReg 1620	28 MoReg 1669	This Issue	
15 CSR 30-51.040	Secretary of State	28 MoReg 1620	28 MoReg 1669	This Issue	
15 CSR 30-51.050	Secretary of State	28 MoReg 1620	28 MoReg 1670	This Issue	
15 CSR 30-51.060	Secretary of State	28 MoReg 1622	28 MoReg 1670	This Issue	
15 CSR 30-51.070	Secretary of State	28 MoReg 1623	28 MoReg 1671	This Issue	
15 CSR 30-51.090	Secretary of State	28 MoReg 1623	28 MoReg 1671	This Issue	
15 CSR 30-51.100	Secretary of State	28 MoReg 1623	28 MoReg 1672	This Issue	
15 CSR 30-51.110	Secretary of State	28 MoReg 1624	28 MoReg 1672	This Issue	
15 CSR 30-51.120	Secretary of State	28 MoReg 1624R 28 MoReg 1624	28 MoReg 1672R 28 MoReg 1672	This IssueR This Issue	
15 CSR 30-51.130	Secretary of State	28 MoReg 1625R 28 MoReg 1625	28 MoReg 1673R 28 MoReg 1673	This IssueR This Issue	
15 CSR 30-51.140	Secretary of State	28 MoReg 1625R 28 MoReg 1626	28 MoReg 1673R 28 MoReg 1674	This IssueR This Issue	
15 CSR 30-51.145	Secretary of State	28 MoReg 1627	28 MoReg 1675	This Issue	
15 CSR 30-51.150	Secretary of State	28 MoReg 1628R	28 MoReg 1676R	This IssueR	
15 CSR 30-51.160	Secretary of State	28 MoReg 1628	28 MoReg 1676	This Issue	
15 CSR 30-51.165	Secretary of State	28 MoReg 1630	28 MoReg 1678	This Issue	
15 CSR 30-51.169	Secretary of State	28 MoReg 1630	28 MoReg 1678	This Issue	
15 CSR 30-51.170	Secretary of State	28 MoReg 1632	28 MoReg 1679	This Issue	
15 CSR 30-51.180	Secretary of State	28 MoReg 1632	28 MoReg 1680	This Issue	
15 CSR 30-52.010	Secretary of State	28 MoReg 1633	28 MoReg 1681	This Issue	
15 CSR 30-52.015	Secretary of State	28 MoReg 1633	28 MoReg 1681	This Issue	
15 CSR 30-52.020	Secretary of State	28 MoReg 1634	28 MoReg 1682	This Issue	
15 CSR 30-52.025	Secretary of State	28 MoReg 1634	28 MoReg 1682	This Issue	
15 CSR 30-52.030	Secretary of State	28 MoReg 1635	28 MoReg 1683	This Issue	
15 CSR 30-52.100	Secretary of State	28 MoReg 1636	28 MoReg 1683	This Issue	
15 CSR 30-52.120	Secretary of State	28 MoReg 1636	28 MoReg 1684	This Issue	
15 CSR 30-52.200	Secretary of State	28 MoReg 1637	28 MoReg 1684	This Issue	
15 CSR 30-52.260	Secretary of State	28 MoReg 1637	28 MoReg 1684	This Issue	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
15 CSR 30-52.275	Secretary of State	28 MoReg 1638	28 MoReg 1685	This Issue	
15 CSR 30-52.280	Secretary of State	28 MoReg 1638	28 MoReg 1685	This Issue	
15 CSR 30-52.300	Secretary of State	28 MoReg 1638	28 MoReg 1686	This Issue	
15 CSR 30-52.310	Secretary of State	28 MoReg 1639	28 MoReg 1686	This Issue	
15 CSR 30-52.320	Secretary of State	28 MoReg 1639	28 MoReg 1686	This Issue	
15 CSR 30-52.330	Secretary of State	28 MoReg 1639	28 MoReg 1687	This Issue	
15 CSR 30-52.340	Secretary of State	28 MoReg 1640	28 MoReg 1687	This Issue	
15 CSR 30-53.010	Secretary of State	28 MoReg 1641	28 MoReg 1688	This Issue	
15 CSR 30-54.010	Secretary of State	28 MoReg 1641	28 MoReg 1688	This Issue	
15 CSR 30-54.015	Secretary of State	28 MoReg 1642	28 MoReg 1689	This Issue	
15 CSR 30-54.020	Secretary of State	28 MoReg 1643	28 MoReg 1689	This Issue	
15 CSR 30-54.030	Secretary of State	28 MoReg 1643R	28 MoReg 1690R	This IssueR	
15 CSR 30-54.040	Secretary of State	28 MoReg 1643R	28 MoReg 1690R	This IssueR	
15 CSR 30-54.050	Secretary of State	28 MoReg 1644	28 MoReg 1690	This Issue	
15 CSR 30-54.060	Secretary of State	28 MoReg 1644	28 MoReg 1691	This Issue	
15 CSR 30-54.070	Secretary of State	28 MoReg 1644R	28 MoReg 1691R	This IssueR	
		28 MoReg 1645	28 MoReg 1692	This Issue	
15 CSR 30-54.080	Secretary of State	28 MoReg 1645R	28 MoReg 1692R	This IssueR	
15 CSR 30-54.090	Secretary of State	28 MoReg 1646R	28 MoReg 1692R	This IssueR	
15 CSR 30-54.100	Secretary of State	28 MoReg 1646	28 MoReg 1693	This Issue	
15 CSR 30-54.110	Secretary of State	28 MoReg 1646	28 MoReg 1693	This Issue	
15 CSR 30-54.120	Secretary of State	28 MoReg 1647	28 MoReg 1693	This Issue	
15 CSR 30-54.125	Secretary of State	28 MoReg 1647R	28 MoReg 1694R	This IssueR	
15 CSR 30-54.130	Secretary of State	28 MoReg 1647R	28 MoReg 1694R	This IssueR	
		28 MoReg 1648	28 MoReg 1694	This Issue	
15 CSR 30-54.140	Secretary of State	28 MoReg 1648R	28 MoReg 1695R	This IssueR	
15 CSR 30-54.150	Secretary of State	28 MoReg 1648	28 MoReg 1695	This Issue	
15 CSR 30-54.160	Secretary of State	28 MoReg 1649R	28 MoReg 1696R	This IssueR	
15 CSR 30-54.170	Secretary of State	28 MoReg 1649	28 MoReg 1696	This Issue	
15 CSR 30-54.175	Secretary of State	28 MoReg 1985	28 MoReg 2041		
15 CSR 30-54.183	Secretary of State	28 MoReg 1650	28 MoReg 1696	This Issue	
15 CSR 30-54.190	Secretary of State	28 MoReg 1650R	28 MoReg 1696R	This IssueR	
		28 MoReg 1650	28 MoReg 1697	This Issue	
15 CSR 30-54.210	Secretary of State	28 MoReg 1651	28 MoReg 1698	This Issue	
15 CSR 30-54.215	Secretary of State	28 MoReg 1652	28 MoReg 1698	This Issue	
15 CSR 30-54.220	Secretary of State	28 MoReg 1652	28 MoReg 1699	This Issue	
15 CSR 30-54.230	Secretary of State		28 MoReg 2041R		
15 CSR 30-54.240	Secretary of State		28 MoReg 2041R		
15 CSR 30-54.250	Secretary of State	28 MoReg 1654	28 MoReg 1700	This Issue	
15 CSR 30-54.260	Secretary of State	28 MoReg 1655	28 MoReg 1701	This Issue	
15 CSR 30-54.280	Secretary of State		28 MoReg 2042R		
15 CSR 30-54.290	Secretary of State	28 MoReg 1655	28 MoReg 1702	This Issue	
15 CSR 30-55.010	Secretary of State	28 MoReg 1656	28 MoReg 1702	This Issue	
15 CSR 30-55.020	Secretary of State	28 MoReg 1656	28 MoReg 1702	This Issue	
15 CSR 30-55.025	Secretary of State	28 MoReg 1657	28 MoReg 1703	This Issue	
15 CSR 30-55.030	Secretary of State	28 MoReg 1657	28 MoReg 1703	This Issue	
15 CSR 30-55.040	Secretary of State	28 MoReg 1657	28 MoReg 1703	This Issue	
15 CSR 30-55.050	Secretary of State	28 MoReg 1658	28 MoReg 1703	This Issue	
15 CSR 30-55.060	Secretary of State	28 MoReg 1658	28 MoReg 1704	This Issue	
15 CSR 30-55.070	Secretary of State	28 MoReg 1658	28 MoReg 1704	This Issue	
15 CSR 30-55.080	Secretary of State	28 MoReg 1658	28 MoReg 1704	This Issue	
15 CSR 30-55.090	Secretary of State	28 MoReg 1659	28 MoReg 1704	This Issue	
15 CSR 30-55.100	Secretary of State	28 MoReg 1659	28 MoReg 1705	This Issue	
15 CSR 30-55.110	Secretary of State	28 MoReg 1659	28 MoReg 1705	This Issue	
15 CSR 30-55.220	Secretary of State	28 MoReg 1660	28 MoReg 1705	This Issue	
RETIREMENT SYSTEMS					
16 CSR 10-4.005	The Public School Retirement System of Missouri		28 MoReg 1705	This Issue	
16 CSR 10-4.012	The Public School Retirement System of Missouri		28 MoReg 1706	This Issue	
16 CSR 10-4.014	The Public School Retirement System of Missouri		28 MoReg 1707	This Issue	
16 CSR 10-5.010	The Public School Retirement System of Missouri		28 MoReg 1709	This Issue	
16 CSR 10-6.010	The Public School Retirement System of Missouri		28 MoReg 1709	This Issue	
16 CSR 10-6.045	The Public School Retirement System of Missouri		28 MoReg 1709	This Issue	
16 CSR 10-6.060	The Public School Retirement System of Missouri		28 MoReg 1712	This Issue	
16 CSR 50-20.030	The County Employees' Retirement Fund		28 MoReg 1713	This Issue	
16 CSR 50-20.050	The County Employees' Retirement Fund		28 MoReg 1713	This Issue	
DEPARTMENT OF HEALTH AND SENIOR SERVICES					
19 CSR 10-5.010	Office of the Director		28 MoReg 1826		
19 CSR 15-4.060	Division of Senior Services	28 MoReg 1756	28 MoReg 1837	This Issue	
19 CSR 20-28.010	Division of Environmental Health and Communicable Disease Prevention		28 MoReg 1933		
19 CSR 25-33.010	Division of Administration		28 MoReg 2163		
19 CSR 25-34.010	Division of Administration		28 MoReg 2164R		
			28 MoReg 2164		
19 CSR 30-82.015	Division of Health Standards and Licensure	28 MoReg 1756	28 MoReg 1837	This Issue	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
19 CSR 30-82.060	Division of Health Standards and Licensure	28 MoReg 1986	28 MoReg 2042		
19 CSR 30-82.080	Division of Health Standards and Licensure	28 MoReg 1757	28 MoReg 1838	This Issue	
19 CSR 30-82.090	Division of Health Standards and Licensure		28 MoReg 2254		
19 CSR 30-83.010	Division of Health Standards and Licensure	28 MoReg 1758	28 MoReg 1839	This Issue	
19 CSR 30-85.042	Division of Health Standards and Licensure	28 MoReg 1758	28 MoReg 1839	This Issue	
19 CSR 30-86.042	Division of Health Standards and Licensure	28 MoReg 1759	28 MoReg 1839	This Issue	
19 CSR 60-50	Missouri Health Facilities Review Committee				28 MoReg 2057 28 MoReg 2265 This Issue
DEPARTMENT OF INSURANCE					
20 CSR	Medical Malpractice				26 MoReg 599 27 MoReg 415 28 MoReg 489
20 CSR	Sovereign Immunity Limits				27 MoReg 41 27 MoReg 2319 28 MoReg 2265
20 CSR 10-1.020	General Administration		28 MoReg 1937		
20 CSR 200-1.025	Financial Examination		28 MoReg 1713	This Issue	
20 CSR 200-1.030	Financial Examination		28 MoReg 1714	This Issue	
20 CSR 200-10.100	Financial Examination		28 MoReg 1714	This Issue	
20 CSR 400-7.200	Life, Annuities and Health		28 MoReg 1715		
20 CSR 700-3.200	Licensing		28 MoReg 1716	This Issue	
MISSOURI CONSOLIDATED HEALTH CARE PLAN					
22 CSR 10-2.020	Health Care Plan	This Issue			

Emergency Rules in Effect as of January 15, 2004 Publication Expires

Office of Administration

Commissioner of Administration

1 CSR 10-18.010 Retirement Policy 28 MoReg 1615 March 9, 2004

Division of Facilities Management

1 CSR 35-1.050 Public Use of State Facilities 28 MoReg 1983 April 15, 2004

1 CSR 35-2.030 Administration of the Leasing Process 28 MoReg 1984 April 15, 2004

Department of Agriculture

Plant Industries

2 CSR 70-13.030 Program Participation, Fee Payment and Penalties 28 MoReg 1553 February 16, 2004

Weights and Measures

2 CSR 90-11.010 ANSI K61.1, Safety Requirements for the Storage and Handling of Anhydrous Ammonia 28 MoReg 2207 May 12, 2004

Department of Economic Development

Public Service Commission

4 CSR 240-32.180 Definitions—Caller Identification Blocking Service 28 MoReg 1891 April 2, 2004

4 CSR 240-32.190 Standards for Providing Caller Identification Blocking Service 28 MoReg 1891 April 2, 2004

Department of Elementary and Secondary Education

Missouri Commission for the Deaf and the Hard of Hearing

5 CSR 100-200.045 Provisional Restricted Certification in Education 28 MoReg 1554 February 14, 2004

Department of Transportation

Missouri Highways and Transportation Commission

7 CSR 10-3.040 Division of Relocation Costs 28 MoReg 1173 February 26, 2004

7 CSR 10-25.010 Skill Performance Evaluation Certificates for Commercial Drivers 28 MoReg 1173 February 26, 2004

Department of Public Safety

Adjutant General

11 CSR 10-5.010 Missouri Veterans' Recognition Program 28 MoReg 1475 February 17, 2004

Department of Revenue

Director of Revenue

12 CSR 10-41.010 Annual Adjusted Rate of Interest 20 MoReg 2207 June 28, 2004

Department of Social Services

Division of Family Services

13 CSR 40-2.310 Requirements as to Eligibility for Temporary Assistance 28 MoReg 1421 January 27, 2004

13 CSR 40-2.380 Grandparents as Foster Parents 28 MoReg 1421 January 27, 2004

13 CSR 40-19.020 Low Income Home Energy Assistance Program 28 MoReg 1892 March 28, 2004

Division of Medical Services

13 CSR 70-15.110 Federal Reimbursement Allowance (FRA) 28 MoReg 1755 March 15, 2004

Elected Officials

Secretary of State

15 CSR 30-50.010 Definitions 28 MoReg 1616 March 9, 2004

15 CSR 30-50.020 General Instructions 28 MoReg 1617 March 9, 2004

15 CSR 30-50.030 Fees 28 MoReg 1617 March 9, 2004

15 CSR 30-50.040 Forms 28 MoReg 1618 March 9, 2004

15 CSR 30-51.010 General Instructions 28 MoReg 1619 March 9, 2004

15 CSR 30-51.020 Applications for Registration or Notice Filings 28 MoReg 1620 March 9, 2004

15 CSR 30-51.030 Examination Requirement 28 MoReg 1620 March 9, 2004

15 CSR 30-51.040 Financial Statements 28 MoReg 1621 March 9, 2004

Emergency Rules in Effect as of January 15, 2004**Publication****Expires**

15 CSR 30-51.050	Net Capital Requirements for Broker-Dealers	28 MoReg 1621	. . . . .	March 9, 2004
15 CSR 30-51.060	Broker-Dealer Notice of Net Capital Deficiency	28 MoReg 1622	. . . . .	March 9, 2004
15 CSR 30-51.070	Minimum Net Worth Requirements for Investment Advisers	28 MoReg 1623	. . . . .	March 9, 2004
15 CSR 30-51.090	Segregation of Accounts by Broker-Dealers	28 MoReg 1623	. . . . .	March 9, 2004
15 CSR 30-51.100	Custody of Securities or Funds by Investment Advisers	28 MoReg 1623	. . . . .	March 9, 2004
15 CSR 30-51.110	Confirmations	28 MoReg 1624	. . . . .	March 9, 2004
15 CSR 30-51.120	Records Required of Broker-Dealers	28 MoReg 1624	. . . . .	March 9, 2004
15 CSR 30-51.120	Records Required of Broker-Dealers	28 MoReg 1624	. . . . .	March 9, 2004
15 CSR 30-51.130	Records to be Preserved by Broker-Dealers	28 MoReg 1625	. . . . .	March 9, 2004
15 CSR 30-51.130	Records to be Preserved by Broker-Dealers	28 MoReg 1625	. . . . .	March 9, 2004
15 CSR 30-51.140	Records Required of Investment Advisers	28 MoReg 1625	. . . . .	March 9, 2004
15 CSR 30-51.140	Records Required of and to be Preserved by Investment Advisers	28 MoReg 1626	. . . . .	March 9, 2004
15 CSR 30-51.145	Compensation Arrangements Involving Investment Advisers	28 MoReg 1627	. . . . .	March 9, 2004
15 CSR 30-51.150	Records to be Preserved by Investment Advisers	28 MoReg 1628	. . . . .	March 9, 2004
15 CSR 30-51.160	Effectiveness and Post-Effective Requirements	28 MoReg 1628	. . . . .	March 16, 2004
15 CSR 30-51.165	Networking Arrangements between Broker-Dealers and Banks, Trust Companies or Savings Institutions	28 MoReg 1630	. . . . .	March 9, 2004
15 CSR 30-51.169	Fraudulent Practices of Broker-Dealers and Agents	28 MoReg 1630	. . . . .	March 9, 2004
15 CSR 30-51.170	Denial, Revocation and Suspension of Registration	28 MoReg 1632	. . . . .	March 9, 2004
15 CSR 30-51.180	Exemptions from Registration for Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives	28 MoReg 1632	. . . . .	March 9, 2004
15 CSR 30-52.010	General Provisions	28 MoReg 1633	. . . . .	March 9, 2004
15 CSR 30-52.015	Applications for Registration	28 MoReg 1633	. . . . .	March 9, 2004
15 CSR 30-52.020	Prospectus	28 MoReg 1634	. . . . .	March 9, 2004
15 CSR 30-52.025	Financial Statements	28 MoReg 1634	. . . . .	March 9, 2004
15 CSR 30-52.030	NASAA Statements of Policy	28 MoReg 1635	. . . . .	March 9, 2004
15 CSR 30-52.100	Impoundment of Proceeds	28 MoReg 1636	. . . . .	March 9, 2004
15 CSR 30-52.120	Debt Securities	28 MoReg 1636	. . . . .	March 9, 2004
15 CSR 30-52.200	Offer of Refund Prior to Registration	28 MoReg 1637	. . . . .	March 9, 2004
15 CSR 30-52.260	Suggested Form of Offer of Refund (Rescission)	28 MoReg 1637	. . . . .	March 9, 2004
15 CSR 30-52.275	Small Company Offering Registrations (formerly Missouri Issuer Registration)	28 MoReg 1638	. . . . .	March 9, 2004
15 CSR 30-52.280	Withdrawal of a Registration Statement	28 MoReg 1638	. . . . .	March 9, 2004
15 CSR 30-52.300	Post-Effective Amendments and Notices to a Registration Statement	28 MoReg 1638	. . . . .	March 9, 2004
15 CSR 30-52.310	Report of Completion of a Registration Statement	28 MoReg 1639	. . . . .	March 9, 2004
15 CSR 30-52.320	Annual Report for the Renewal of a Registration Statement	28 MoReg 1639	. . . . .	March 9, 2004
15 CSR 30-52.330	Records to be Preserved by Issuers	28 MoReg 1639	. . . . .	March 9, 2004
15 CSR 30-52.340	Mortgage Revenue Bonds	28 MoReg 1640	. . . . .	March 9, 2004
15 CSR 30-53.010	Promotional Materials to be Filed, Permitted Without Filing and Prohibited	28 MoReg 1641	. . . . .	March 9, 2004
15 CSR 30-54.010	General	28 MoReg 1641	. . . . .	March 9, 2004
15 CSR 30-54.015	Notice Filings for Investment Companies	28 MoReg 1642	. . . . .	March 9, 2004
15 CSR 30-54.020	Government Issued or Guaranteed Securities	28 MoReg 1643	. . . . .	March 9, 2004
15 CSR 30-54.030	Bank, Savings Institution or Trust Company Securities	28 MoReg 1643	. . . . .	March 9, 2004
15 CSR 30-54.040	Federal Savings and Loan Association or State Building and Loan or Similar Association Securities	28 MoReg 1643	. . . . .	March 9, 2004
15 CSR 30-54.050	Railroad, Other Common Carrier, Public Utility and Holding Company Securities	28 MoReg 1644	. . . . .	March 9, 2004
15 CSR 30-54.060	Stock Exchange Listed Securities	28 MoReg 1644	. . . . .	March 9, 2004
15 CSR 30-54.070	NASAA Statements of Policy (Exemptions)	28 MoReg 1644	. . . . .	March 9, 2004
15 CSR 30-54.070	Not-for-Profit Securities	28 MoReg 1645	. . . . .	March 9, 2004
15 CSR 30-54.080	Commercial Paper Securities	28 MoReg 1645	. . . . .	March 9, 2004
15 CSR 30-54.090	Employees' Benefit Plan Securities	28 MoReg 1646	. . . . .	March 9, 2004
15 CSR 30-54.100	Manual Exemption	28 MoReg 1646	. . . . .	March 9, 2004
15 CSR 30-54.110	Unsolicited Order to Buy Exemption	28 MoReg 1646	. . . . .	March 9, 2004
15 CSR 30-54.120	Mortgage-Note Exemption	28 MoReg 1647	. . . . .	March 9, 2004
15 CSR 30-54.125	Institutional Buyer Exemption	28 MoReg 1647	. . . . .	March 9, 2004
15 CSR 30-54.130	First Twenty-Five Persons Exemption	28 MoReg 1647	. . . . .	March 9, 2004
15 CSR 30-54.130	Limited Offering Exemption	28 MoReg 1648	. . . . .	March 9, 2004
15 CSR 30-54.140	Fifteen Transactions in Twelve Months Exemption	28 MoReg 1648	. . . . .	March 9, 2004
15 CSR 30-54.150	Suggested Form of Investment Letter	28 MoReg 1648	. . . . .	March 9, 2004
15 CSR 30-54.160	Offers to Existing Security Holders Exemption	28 MoReg 1649	. . . . .	March 9, 2004
15 CSR 30-54.170	Preeffective Offer Exemption	28 MoReg 1649	. . . . .	March 9, 2004

Emergency Rules in Effect as of January 15, 2004		Publication	Expires
15 CSR 30-54.175	Solicitation of Interest	28 MoReg 1985	April 30, 2004
15 CSR 30-54.183	Exemption for Reporting Company Securities	28 MoReg 1650	March 9, 2004
15 CSR 30-54.190	Agricultural Cooperative Association Securities	28 MoReg 1650	March 9, 2004
15 CSR 30-54.190	New Generation Processing Entity	28 MoReg 1650	March 9, 2004
15 CSR 30-54.210	Notice Filings for Transactions under Regulation D, Rules 505 and 506	28 MoReg 1651	March 9, 2004
15 CSR 30-54.215	Accredited Investor Exemption	28 MoReg 1652	March 9, 2004
15 CSR 30-54.220	Transaction Exemption for Securities Listed on Certain Quotation Systems	28 MoReg 1652	March 9, 2004
15 CSR 30-54.250	Missouri Qualified Fund Exemption	28 MoReg 1654	March 9, 2004
15 CSR 30-54.260	Foreign Issuer Exemption	28 MoReg 1655	March 9, 2004
15 CSR 30-54.290	Canadian-United States Cross-Border Trading Exemption	28 MoReg 1655	March 9, 2004
15 CSR 30-55.010	Who May Request	28 MoReg 1656	March 9, 2004
15 CSR 30-55.020	Instituting Hearing Before the Commissioner	28 MoReg 1656	March 9, 2004
15 CSR 30-55.025	General Prehearing Procedures	28 MoReg 1657	March 9, 2004
15 CSR 30-55.030	Answers and Supplementary Pleadings	28 MoReg 1657	March 9, 2004
15 CSR 30-55.040	Notice of Hearing	28 MoReg 1657	March 9, 2004
15 CSR 30-55.050	Prehearing Conferences	28 MoReg 1658	March 9, 2004
15 CSR 30-55.060	Public Hearing	28 MoReg 1658	March 9, 2004
15 CSR 30-55.070	Record of Hearing Before the Commissioner	28 MoReg 1658	March 9, 2004
15 CSR 30-55.080	Discovery	28 MoReg 1658	March 9, 2004
15 CSR 30-55.090	Procedure at Hearing	28 MoReg 1659	March 9, 2004
15 CSR 30-55.100	Subpoenas	28 MoReg 1659	March 9, 2004
15 CSR 30-55.110	Motions, Suggestions and Legal Briefs	28 MoReg 1659	March 9, 2004
15 CSR 30-55.220	Hearing Officers	28 MoReg 1660	March 9, 2004

Department of Health and Senior Services

Division of Senior Services

19 CSR 15-4.060 State Long-Term Care Ombudsman Program 28 MoReg 1756 March 19, 2004

Division of Health Standards and Licensure

19 CSR 30-82.015 Long-Term Care Receiverships 28 MoReg 1756 March 19, 2004

19 CSR 30-82.060 Hiring Restrictions—Good Cause Waiver 28 MoReg 1986 April 22, 2004

19 CSR 30-82.080 Nursing Facility Quality of Care Improvement Program 28 MoReg 1757 March 19, 2004

19 CSR 30-83.010 Definitions of Terms 28 MoReg 1758 March 19, 2004

19 CSR 30-85.042 Administration and Resident Care Requirements for New and Existing
Intermediate Care and Skilled Nursing Facilities 28 MoReg 1758 March 19, 2004

19 CSR 30-86.042 Administrative, Personnel and Resident Care Requirements for New and
Existing Residential Care Facilities I and II 28 MoReg 1759 March 19, 2004

Missouri Consolidated Health Care Plan

Health Care Plan

22 CSR 10-2.020 Membership Agreement and Participation Period This Issue June 29, 2004

Executive

Orders	Subject Matter	Filed Date	Publication
03-01	Reestablishes the Missouri Lewis and Clark Bicentennial Commission	February 3, 2003	28 MoReg 296
03-02	Establishes the Division of Family Support in the Dept. of Social Services	February 5, 2003	28 MoReg 298
03-03	Establishes the Children's Division in the Dept. of Social Services	February 5, 2003	28 MoReg 300
03-04	Transfers all TANF functions to the Division of Workforce Development in the Dept. of Economic Development	February 5, 2003	28 MoReg 302
03-05	Transfers the Division of Highway Safety to the Dept. of Transportation	February 5, 2003	28 MoReg 304
03-06	Transfers the Minority Business Advocacy Commission to the Office of Administration	February 5, 2003	28 MoReg 306
03-07	Creates the Commission on the Future of Higher Education	March 17, 2003	28 MoReg 631
03-08	Lists Governor's staff who have supervisory authority over departments	September 4, 2003	28 MoReg 1556
03-09	Lists Governor's staff who have supervisory authority over departments	March 18, 2003	28 MoReg 633
03-10	Creates the Missouri Energy Policy Council	March 13, 2003	28 MoReg 634
03-11	Creates the Citizens Advisory Committee on Corrections	April 1, 2003	28 MoReg 705
03-12	Declares disaster areas due to May 4 tornadoes	May 5, 2003	28 MoReg 950
03-13	Calls National Guard to assist in areas harmed by the May 4 tornadoes	May 5, 2003	28 MoReg 952
03-14	Temporarily suspends enforcement of environmental rules due to the May 4th [et al.] tornadoes	May 7, 2003	28 MoReg 954
03-15	Establishes the Missouri Small Business Regulatory Fairness Board	August 25, 2003	28 MoReg 1477
03-16	Establishes the Missouri Commission on Patient Safety	October 1, 2003	28 MoReg 1760
03-17	Creates the Governor's Committee to End Chronic Homelessness	October 8, 2003	28 MoReg 1899
03-18	Designates the Missouri State Highway Patrol within the Department of Public Safety as lead agency in state communications	December 10, 2003	29 MoReg 7
03-19	Creates the Public Safety Communications Committee	December 10, 2003	29 MoReg 9
03-20	Requires configuration of two-way radios used by agencies of the state of Missouri to include established interoperability channels as specified by the State Interoperability Executive Committee	December 10, 2003	29 MoReg 12
03-21	Closes state offices Friday, November 28 and Friday, December 26, 2003	October 24, 2003	28 MoReg 1989
03-22	Establishes the Missouri Sexual Offender Registration Task Force	December 10, 2003	29 MoReg 14
03-23	Adds the functions of a State Citizen Council to the Disaster Recovery Partnership	December 10, 2003	29 MoReg 16
03-24	Establishes the Governor's Commission on Hispanic Affairs	November 8, 2003	28 MoReg 2085
03-25	Requires state agencies to adopt cyber security policies and procedures. Designates the Office of Information Technology as principal forum to improve policies and procedures	December 10, 2003	29 MoReg 18
03-26	Reestablishes the Office of Information Technology as the mechanism for coordinating information technology initiatives for the state	December 10, 2003	29 MoReg 21
03-27	Use of Missouri products and services	December 2, 2003	28 MoReg 2209

The rule number and the MoReg publication date follow each entry to this index.

ACCOUNTANCY, STATE BOARD OF

certificates, permits, temporary; 4 CSR 10-2.021; 12/1/03
clients, responsibilities to; 4 CSR 10-3.040; 12/1/03
complaints; 4 CSR 10-1.030; 12/1/03
continuing education requirements
documentation; 4 CSR 10-4.031; 12/1/03
effective dates; 4 CSR 10-4.010; 12/1/03
evidence, reporting and supporting; 4 CSR 10-4.050; 12/1/03
exceptions, waivers; 4 CSR 10-4.041; 12/1/03
hours, measurement; 4 CSR 10-4.040; 12/1/03
programs, qualifying; 4 CSR 10-4.020; 12/1/03
subjects, qualifying; 4 CSR 10-4.030; 12/1/03
CPA certificate, eligibility; 4 CSR 10-2.010; 12/1/03
definitions; 4 CSR 10-2.005; 12/1/03
resident of this state; 4 CSR 10-2.042; 12/1/03
display of permits; 4 CSR 10-2.115; 12/1/03
ethics rules, purpose; 4 CSR 10-3.010; 12/1/03
evidence of work experience; 4 CSR 10-2.062; 12/1/03
examination
application for; 4 CSR 10-2.130; 12/1/03
eligibility for; 4 CSR 10-2.041; 12/1/03
ethics; 4 CSR 10-2.120; 12/1/03
granting of credit for; 4 CSR 10-2.140; 12/1/03
procedures; 4 CSR 10-2.150; 12/1/03
requirements to satisfy within 60 days; 4 CSR 10-2.135;
12/1/03
fees; 4 CSR 10-2.160; 12/1/03
hearings, peer review; 4 CSR 10-2.180; 12/1/03
independence, integrity, objectivity; 4 CSR 10-3.020; 12/1/03
licenses
reinstatement of; 4 CSR 10-2.075; 12/1/03
renewal; 4 CSR 10-2.070; 12/1/03
requirements for initial; 4 CSR 10-2.061; 12/1/03
organization; 4 CSR 10-1.010; 12/1/03
ownership of CPA firms; 4 CSR 10-2.095; 12/1/03
peer review; 4 CSR 10-2.210; 12/1/03
administration; 4 CSR 10-5.100; 12/1/03
firms subject to; 4 CSR 10-5.080; 12/1/03
oversight; 4 CSR 10-5.110; 12/1/03
renewal of firm permit; 4 CSR 10-5.090; 12/1/03
standards; 4 CSR 10-5.070; 12/1/03
permit renewal, accounting firm; 4 CSR 10-2.072; 12/1/03
reciprocity; 4 CSR 10-2.030; 12/1/03
registration
each office; 4 CSR 10-2.111; 12/1/03
firms; 4 CSR 10-2.051; 12/1/03
governmental offices; 4 CSR 10-2.112; 12/1/03
release of information; 4 CSR 10-1.040; 12/1/03
requirements to be accredited; 4 CSR 10-2.215; 12/1/03
resident manager; 4 CSR 10-2.101; 12/1/03
responsibilities, practices; 4 CSR 10-3.060; 12/1/03
standards, competence, technical; 4 CSR 10-3.030; 12/1/03
subpoenas; 4 CSR 10-2.190; 12/1/03
use of the title certified public accountant; 4 CSR 10-2.200;
12/1/03

ADJUTANT GENERAL

veteran's recognition program; 11 CSR 10-5.010; 9/2/03, 1/2/04

ADMINISTRATION, OFFICE OF

retirement policy; 1 CSR 10-18.010; 9/2/03, 10/1/03, 1/15/04

ADMINISTRATIVE HEARING COMMISSION

complaints; 1 CSR 15-3.350; 7/15/03, 10/15/03
stays or suspensions; 1 CSR 15-3.320; 7/15/03, 10/15/03

AIR QUALITY, POLLUTION

conformity to state implementation plans; 10 CSR 10-2.390;
10 CSR 10-5.480; 3/17/03, 8/15/03
construction permits; 10 CSR 10-6.060; 4/15/03, 9/15/03
by rule; 10 CSR 10-6.062; 4/15/03, 9/15/03
exemptions; 10 CSR 10-6.061; 4/15/03, 9/15/03
control of petroleum liquid storage, loading, transfer; 10 CSR 10-
2.260; 9/15/03
definitions; 10 CSR 10-6.020; 4/15/03, 9/15/03
emissions
alternate limits; 10 CSR 10-6.100; 12/16/02, 6/16/03
hazardous air pollutants; 10 CSR 10-6.080; 3/17/03, 9/2/03
limitations, oxides of nitrogen; 10 CSR 10-6.350; 1/16/03,
7/15/03
lithographic installations; 10 CSR 10-2.340; 2/18/03, 7/15/03
restrictions
odors; 10 CSR 10-2.070, 10 CSR 10-3.090, 10 CSR
10-4.070, 10 CSR 10-5.160; 3/17/03, 8/15/03
submission of data; 10 CSR 10-6.110; 6/16/03, 11/3/03
sulfur compounds; 10 CSR 10-6.260; 11/3/03
maximum achievable control technology; 10 CSR 10-6.075;
3/17/03, 9/2/03
new source performance operations; 10 CSR 10-6.070; 3/17/03,
9/2/03
operating permits; 10 CSR 10-6.065; 4/15/03, 9/15/03
start-up, shutdown, malfunction conditions; 10 CSR 10-6.050;
9/15/03

ALCOHOL AND TOBACCO CONTROL, DIVISION OF

licensees; 11 CSR 70-2.140; 1/2/04
retail; 11 CSR 70-2.120; 1/2/04

AMBULANCES

application and licensure; 19 CSR 30-40.309; 5/1/03, 8/15/03

AMUSEMENT RIDES

accident, report; 11 CSR 40-6.045; 5/15/03, 9/2/03
cessation order; 11 CSR 40-6.050; 5/15/03, 9/2/03
cost, investigation; 11 CSR 40-6.055; 5/15/03, 9/2/03
director; 11 CSR 40-6.060; 5/15/03, 9/2/03
inspection; 11 CSR 40-6.010; 5/15/03, 9/2/03
insurance, liability; 11 CSR 40-6.040; 5/15/03, 9/2/03
operator; 11 CSR 40-6.080; 5/15/03, 9/2/03
owner; 11 CSR 40-6.075; 5/15/03, 9/2/03
passenger/rider responsibility; 11 CSR 40-6.085; 5/15/03, 9/2/03
purpose; 11 CSR 40-6.031; 5/15/03, 9/2/03
terms, defined; 11 CSR 40-6.020; 5/15/03, 9/2/03

ANIMAL FACILITIES

loan guarantee program; 2 CSR 100-6.010; 10/15/03

ANIMAL HEALTH

admission; 2 CSR 30-2.010; 4/15/03, 6/16/03, 8/15/03
animal care facilities; 2 CSR 30-9.020; 6/16/03, 11/3/03
standards; 2 CSR 30-9.030; 6/16/03, 11/17/03
duties, facilities of the market/sale veterinarian; 2 CSR 30-6.020;
3/3/03, 6/16/03
elk, captive, entering Missouri; 2 CSR 30-2.012; 9/3/02
exhibition; 2 CSR 30-2.040; 3/3/03, 4/15/03, 6/16/03
movement of livestock; 2 CSR 30-2.020; 3/3/03, 4/15/03, 6/16/03,
8/15/03

**ARCHITECTS, PROFESSIONAL ENGINEERS,
PROFESSIONAL LAND SURVEYORS, LANDSCAPE
ARCHITECTS**

architects
 evaluation; 4 CSR 30-4.060; 10/15/03
 seals; 4 CSR 30-3.020; 9/2/03, 1/15/04

engineers
 seals; 4 CSR 30-3.030; 9/2/03, 1/15/04
 fees; 4 CSR 30-6.015; 10/15/03
 reexamination; 4 CSR 30-6.020; 10/15/03

landscape architect
 admission to exam; 4 CSR 30-5.150; 10/15/03
 CLARB examination; 4 CSR 30-5.140; 10/15/03
 evaluation; 4 CSR 30-4.090; 10/15/03
 seals; 4 CSR 30-3.050; 9/2/03, 1/15/04

land surveyors
 seals; 4 CSR 30-3.040; 9/2/03, 1/15/04

seal, license; 4 CSR 30-3.060; 9/2/03, 1/15/04

surveys, standards for property boundary
 accuracy standards for property boundaries; 4 CSR 30-16.040;
 5/1/03, 9/2/03
 condominium surveys; 4 CSR 30-16.100; 5/1/03, 9/2/03
 definitions; 4 CSR 30-16.020; 5/1/03, 9/2/03
 land surveying requirements; 4 CSR 30-16.030; 5/1/03,
 9/2/03
 monumentation, approved; 4 CSR 30-16.060; 5/1/03, 9/2/03
 original surveys; 4 CSR 30-16.080; 5/1/03, 9/2/03
 resurveys; 4 CSR 30-16.070; 5/1/03, 9/2/03
 subdivision surveys; 4 CSR 30-16.090; 5/1/03, 9/2/03

ASSISTIVE DEVICES

accommodations for the disabled; 15 CSR 60-11.100; 2/18/03,
 7/15/03

appointment of arbitration firm; 15 CSR 60-11.010; 2/18/03,
 7/15/03

assignment of arbitrator; 15 CSR 60-11.050; 2/18/03, 7/15/03

cost of arbitration; 15 CSR 60-11.040; 2/18/03, 7/15/03

decision, arbitrator's; 15 CSR 60-11.140; 2/18/03, 7/15/03

defaults; 15 CSR 60-11.120; 2/18/03, 7/15/03

filing for arbitration; 15 CSR 60-11.030; 2/18/03, 7/15/03

hearing on documents only; 15 CSR 60-11.110; 2/18/03, 7/15/03

hearing procedure; 15 CSR 60-11.090; 2/18/03, 7/15/03

notice to consumers; 15 CSR 60-11.020; 2/18/03, 7/15/03

record keeping; 15 CSR 60-11.150; 2/18/03, 7/15/03

representation by counsel or third party; 15 CSR 60-11.080;
 2/18/03, 7/15/03

request for additional information; 15 CSR 60-11.070; 2/18/03,
 7/15/03

sample form; 15 CSR 60-11.160; 2/18/03, 7/15/03

scheduling of arbitration hearings; 15 CSR 60-11.060; 2/18/03,
 7/15/03

withdrawal or settlement prior to decision; 15 CSR 60-11.130;
 2/18/03, 7/15/03

BARBER EXAMINERS, STATE BOARD OF

reinstatement of expired license; 4 CSR 60-1.040; 9/2/03,
 12/15/03

sanitation rules; 4 CSR 60-4.015; 9/2/03, 12/15/03

BINGO

duty to report, licensee; 11 CSR 45-30.550; 6/16/03, 12/1/03

paraphernalia, approval; 11 CSR 45-30.540; 6/16/03, 12/1/03

BOATER SAFETY EDUCATION

mandatory program; 11 CSR 80-9.010; 1/2/04

BOILER AND PRESSURE VESSEL SAFETY

administration; 11 CSR 40-2.020; 11/1/02, 4/1/03, 7/1/03

definitions; 11 CSR 40-2.010; 7/1/03

existing; 11 CSR 40-2.040; 7/1/03
 installation; 11 CSR 40-2.030; 7/1/03
 pressure vessels; 11 CSR 40-2.050; 7/1/03
 heating boilers, existing; 11 CSR 40-2.040; 7/1/03
 power boilers, installation; 11 CSR 40-2.030; 7/1/03
 pressure vessels; 11 CSR 40-2.050; 7/1/03
 requirements, general; 11 CSR 40-2.060; 7/1/03

BOLL WEEVIL ERADICATION

program participation, fee, penalties; 2 CSR 70-13.030; 9/15/03

CERTIFICATE OF NEED PROGRAM

application
 package; 19 CSR 60-50.430; 1/16/03, 6/16/03, 7/1/03,
 10/15/03
 process; 19 CSR 60-50.420; 1/16/03, 6/16/03, 7/1/03

criteria and standards
 long-term care; 19 CSR 60-50.450; 1/16/03, 6/16/03, 7/1/03
 post-decision activity; 19 CSR 60-50.700; 1/16/03, 6/16/03,
 7/1/03, 10/15/03

definitions; 19 CSR 60-50.300; 1/16/03, 6/16/03, 7/1/03

letter of intent
 package; 19 CSR 60-50.410; 1/16/03, 6/16/03, 7/1/03,
 10/15/03
 process; 19 CSR 60-50.400; 1/16/03, 6/16/03, 7/1/03

review process; 19 CSR 60-50.420; 1/16/03, 6/16/03, 7/1/03

CHILD ABUSE

review process; 13 CSR 40-31.025; 1/2/03

CHIROPRACTIC EXAMINERS, BOARD OF

adjunctive procedures; 4 CSR 70-2.030; 9/2/03, 12/15/03

application for licensure; 4 CSR 70-2.040; 9/2/03, 12/15/03

colleges, board approved; 4 CSR 70-2.045; 9/2/03, 12/15/03

complaint handling and disposition; 4 CSR 70-2.065; 9/2/03,
 12/15/03

corporations, professional; 4 CSR 70-2.100; 9/2/03, 12/15/03

diagnostic procedures, instruments; 4 CSR 70-2.020; 9/2/03,
 12/15/03

education; renewal and postgraduate; 4 CSR 70-4.030; 1/15/04

examinations; 4 CSR 70-2.050; 9/2/03, 12/15/03

fees; 4 CSR 70-2.090; 9/2/03, 12/15/03

insurance consultant; 4 CSR 70-4.010; 1/15/04

license renewal, biennial; 4 CSR 70-2.080; 9/2/03, 12/15/03

organization; 4 CSR 70-1.010; 9/2/03, 12/15/03

postgraduate education; 4 CSR 70-2.081; 9/2/03, 12/15/03

preceptorship; 4 CSR 70-3.010; 9/2/03, 12/15/03

professional conduct rules; 4 CSR 70-2.060; 9/2/03, 12/15/03

reciprocity; 4 CSR 70-2.070; 9/2/03, 12/15/03

CLEAN WATER COMMISSION

impaired waterbody list; 10 CSR 20-7.050; 12/15/03

permit, construction and operating; 10 CSR 20-6.010; 6/16/03,
 12/1/03

CONSERVATION COMMISSION

black bass; 3 CSR 10-6.505; 11/17/03

boats and motors; 3 CSR 10-11.160; 6/16/03, 9/2/03
 use of; 3 CSR 10-12.110; 6/16/03, 9/2/03, 11/17/03

bullfrogs, green frogs; 3 CSR 10-12.115; 11/17/03

cable restraint permit, resident; 3 CSR 10-5.375; 11/17/03

catfish; 3 CSR 10-6.510; 11/17/03

deer; 3 CSR 10-7.435; 7/15/03
 hunting; 3 CSR 10-11.182; 6/16/03, 7/15/03, 9/2/03,
 10/1/03, 11/17/03

definitions; 3 CSR 10-20.805; 7/15/03, 10/1/03, 11/17/03

dog training area; 3 CSR 10-9.628; 11/17/03

endangered species; 3 CSR 10-4.111; 6/16/03, 9/2/03

falconry; 3 CSR 10-9.442; 10/15/03

field trial permit; 3 CSR 10-9.625; 11/17/03

fishing

commercial permit; 3 CSR 10-10.720; 11/17/03
daily and possession limits; 3 CSR 10-11.210; 11/17/03;
3 CSR 10-12.140; 6/16/03, 9/2/03, 10/1/03,
11/17/03
hours and methods; 3 CSR 10-11.205; 6/16/03, 9/2/03,
11/17/03
length limits; 3 CSR 10-11.215, 3 CSR 10-12.145; 11/17/03
methods; 3 CSR 10-12.135; 6/16/03, 9/2/03, 10/1/03,
11/17/03
permit, daily; 3 CSR 10-5.440; 11/17/03
permits, resident; 3 CSR 10-5.340; 11/17/03
lifetime conservation partner; 3 CSR 10-5.310;
11/17/03
provisions, general; 3 CSR 10-6.405; 5/1/03, 7/15/03
reciprocal privileges; 3 CSR 10-10.726; 5/1/03, 7/15/03
tag and release fishing; 3 CSR 10-10.732; 5/1/03, 7/15/03
furbearers, trapping seasons; 3 CSR 10-8.515; 9/2/03, 11/17/03
nonresident hunting, trapping permit; 3 CSR 10-5.570;
11/17/03
hound dog running area; 3 CSR 10-5.470; 11/17/03
privileges, requirements; 3 CSR 10-9.575; 11/17/03
hunting
furbearers; 3 CSR 10-7.450; 11/17/03
general provisions; 3 CSR 10-11.180; 11/17/03
methods; 3 CSR 10-7.410; 6/16/03, 9/2/03, 11/17/03
provisions, seasons; 3 CSR 10-11.180; 6/16/03, 9/2/03
hunting, trapping; 3 CSR 10-12.125; 11/17/03
licensed hunting preserve; 3 CSR 10-9.565; 11/17/03
migratory game birds; 3 CSR 10-10.745; 6/16/03
seasons and limits; 3 CSR 10-7.440; 8/15/03, 10/15/03
organization; 3 CSR 10-1.010; 9/2/03, 11/17/03
paddlefish; 3 CSR 10-6.525; 11/17/03
permit, firearms
obtained, not transferable; 3 CSR 10-5.215; 11/17/03
nonresident firearms
first bonus; 3 CSR 10-5.552; 7/15/03, 10/1/03
landowner, first bonus; 3 CSR 10-5.577; 7/15/03,
10/1/03
landowner, second bonus; 3 CSR 10-5.578; 7/15/03,
10/1/03
second bonus; 3 CSR 10-5.553; 7/15/03, 10/1/03
required, exceptions; 3 CSR 10-5.205; 11/17/03
resident firearms first bonus; 3 CSR 10-5.352; 7/15/03,
10/1/03
permit, hunting and fishing; 3 CSR 10-5.330; 11/17/03
prohibitions, general; 3 CSR 10-9.110; 6/16/03, 9/2/03, 11/17/03;
3 CSR 10-4.110; 11/17/03
provisions, general; 3 CSR 10-7.405; 11/17/03
restricted zones; 3 CSR 10-6.415; 11/17/03
rock bass, warmouth; 3 CSR 10-6.530; 11/17/03
sale, possession of wildlife parts; 3 CSR 10-10.768; 11/17/03
small game permit; 3 CSR 10-5.320; 11/17/03
daily; 3 CSR 10-5.445; 11/17/03
resident; 3 CSR 10-5.345; 11/17/03
squirrels; 3 CSR 10-7.425; 11/17/03
taxidermy; 3 CSR 10-10.767; 11/17/03
turkey; 3 CSR 10-7.455; 6/16/03, 9/2/03, 12/1/03
resident hunting permit; 3 CSR 10-5.365; 11/17/03
seasons; 3 CSR 10-7.455; 11/17/03
use of traps; 3 CSR 10-8.510; 11/17/03;
3 CSR 10-8.505; 12/1/03
waterfowl hunting; 3 CSR 10-11.186; 6/16/03, 9/2/03
wildlife confinement standards; 3 CSR 10-9.220; 12/15/03
youth deer and turkey hunting permit; 3 CSR 10-5.420; 11/17/03

CONTROLLED SUBSTANCES

definitions; 19 CSR 30-1.011; 3/3/03, 6/16/03
dispensing and distribution; 19 CSR 30-1.040; 3/3/03, 6/16/03

registration

changes; 19 CSR 30-1.023; 3/3/03, 6/16/03
fees; 19 CSR 30-1.015; 3/3/03, 6/16/03
location; 19 CSR 30-1.019; 3/3/03, 6/16/03
process; 19 CSR 30-1.017; 3/3/03, 6/16/03
schedules of controlled substances; 19 CSR 30-1.002; 3/3/03,
6/16/03
security for practitioners; 19 CSR 30-1.034; 3/3/03, 6/16/03

COSMETOLOGY, STATE BOARD OF

apprentices; 4 CSR 90-5.010; 12/1/03
fees; 4 CSR 90-13.010; 12/1/03
license, reinstatement; 4 CSR 90-12.070; 12/1/03
reciprocity; 4 CSR 90-7.010; 12/1/03
registration, instructor trainees; 4 CSR 90-12.020; 12/1/03
requirements; 4 CSR 90-13.050; 12/1/03
sanitation; 4 CSR 90-11.010; 12/1/03
students; 4 CSR 90-3.010; 12/1/03
training hours; 4 CSR 90-8.010; 12/1/03
violations; 4 CSR 90-10.010; 12/1/03

CREDIT UNIONS, DIVISION OF

fiscal and financial services; 4 CSR 100-2.080; 7/15/03, 11/3/03

DEAF AND HARD OF HEARING, MISSOURI COMMISSION FOR THE

application; 5 CSR 100-200.050; 12/15/03
certification
maintenance; 5 CSR 100-200.130; 12/15/03
renewal; 5 CSR 100-200.125; 12/15/03
restricted; 5 CSR 100-200.040; 12/15/03
system; 5 CSR 100-200.030; 12/15/03
conversion procedures; 5 CSR 100-200.100; 12/15/03
fees; 5 CSR 100-200.150; 12/15/03
grievance procedure, appeal rights; 5 CSR 100-200.180; 12/15/03
name and address change; 5 CSR 100-200.140; 12/15/03
organization; 5 CSR 100-200.010; 12/15/03
performance test, evaluation; 5 CSR 100-200.070; 12/15/03
provisional restricted certification; 5 CSR 100-200.045; 9/15/03,
1/15/04
reinstatement; 5 CSR 100-200.210; 12/15/03
skill level standards; 5 CSR 100-200.170; 12/15/03
voluntary recertification; 5 CSR 100-200.075; 12/15/03
written test; 5 CSR 100-200.060; 12/15/03

DENTAL BOARD, MISSOURI

dental hygienists; 4 CSR 110-2.130; 1/15/04

DIETITIANS, STATE COMMITTEE OF

fees; 4 CSR 115-1.040; 7/15/03, 11/17/03

DISEASES

blood-borne pathogen standard; 19 CSR 20-20.092; 4/15/03,
8/1/03
duties of laboratories; 19 CSR 20-20.080; 4/15/03, 8/1/03
testing, contagious or infectious diseases; 19 CSR 20-20.091;
4/15/03, 8/1/03

DRIVERS LICENSE BUREAU RULES

classes; 12 CSR 10-24.200; 11/17/03
commercial driver instruction permit; 12 CSR 10-24.390; 8/1/03,
11/17/03
complaints; 12 CSR 10-26.120; 10/1/03, 1/15/04
driver license; 12 CSR 10-24.430; 10/1/03, 1/15/04
DWI rehabilitation program; 12 CSR 10-24.040; 11/17/03
expiration dates, staggering; 12 CSR 10-24.450; 11/17/03
reissuance of license; 12 CSR 10-24.140; 3/3/03, 8/1/03
school bus permits; 12 CSR 10-24.385; 8/1/03, 11/17/03
vision test guidelines; 12 CSR 10-24.090; 10/1/03, 1/15/04

ELEMENTARY AND SECONDARY EDUCATION

A+ schools program; 5 CSR 50-350.040; 4/1/03, 8/1/03
 academically deficient schools; 5 CSR 50-340.110; 6/2/03, 10/1/03
 application, certificate to teach; 5 CSR 80-800.200; 10/15/03
 administrators; 5 CSR 80-800.220; 10/15/03
 adult education, literacy; 5 CSR 80-800.280; 10/15/03
 classifications; 5 CSR 80-800.360; 10/15/03
 content areas; 5 CSR 80-800.350; 10/15/03
 discipline and denial; 5 CSR 80-800.300; 10/15/03
 student services; 5 CSR 80-800.230; 10/15/03
 substitute; 5 CSR 80-800.290; 10/15/03
 temporary authorization; 5 CSR 80-800.260; 10/15/03
 assessments, required; 5 CSR 80-800.380; 10/15/03
 background clearance; 5 CSR 80-800.400; 10/15/03
 federal programs; 5 CSR 30-4.010; 2/18/03, 7/1/03
 fees; 5 CSR 80-800.370; 10/15/03
 Improving America's Schools Act; 5 CSR 50-350.015; 6/2/03,
 10/1/03
 incentives, school excellence program; 5 CSR 50-310.010; 6/2/03,
 10/1/03
 information reported by school districts; 5 CSR 50-340.200;
 6/2/03, 10/1/03
 new schools pilot project; 5 CSR 50-370.010; 6/2/03, 10/1/03
 persistently dangerous schools; 5 CSR 50-355.100; 2/18/03, 7/1/03
 personal care assistance program
 definitions; 5 CSR 90-7.010; 10/15/03
 eligibility; 5 CSR 90-7.100; 10/15/03
 hearings; 5 CSR 90-7.320; 10/15/03
 providers; 5 CSR 90-7.200; 10/15/03
 pupil/teacher ratio; 5 CSR 50-360.010; 6/2/03, 10/1/03
 reimbursement, panel members; 5 CSR 70-742.160; 6/2/03,
 10/1/03
 school buses, operation; 5 CSR 30-261.010; 7/1/03, 11/17/03
 standards for approval of courses; 5 CSR 60-900.050;
 6/16/03, 11/17/03
 vocational education; 5 CSR 60-120.020; 7/1/03, 11/17/03
 vocational rehabilitation
 due process hearing; 5 CSR 90-4.420; 5/1/03, 9/15/03
 fees; 5 CSR 90-5.410; 5/1/03, 9/15/03
 home modification, remodeling; 5 CSR 90-5.450; 9/16/02
 informal review; 5 CSR 90-4.410; 5/1/03, 9/15/03
 maintenance, transportation; 5 CSR 90-5.420; 9/16/02,
 5/1/03, 9/15/03
 mediation; 5 CSR 90-4.430; 9/16/02
 state plan; 5 CSR 60-120.010; 9/16/02
 training; 5 CSR 90-5.440; 5/1/03, 9/15/03

ELEVATORS

fees, penalties; 11 CSR 40-5.110; 10/15/02, 4/1/03, 7/1/03

ENERGY ASSISTANCE

low income program; 13 CSR 40-19.020; 11/3/03

EXECUTIVE ORDERS

two-way radios, interoperability channels; 03-20; 1/2/04
 Children's Division; 03-03; 2/18/03
 Citizen's Advisory Committee on Corrections; 03-11; 5/15/03
 committee to end chronic homelessness; 03-17; 11/3/03
 Communications Committee, Public Safety; 03-19; 1/2/04
 cyber security policies and procedures; 03-25; 1/2/04
 disaster areas due to May 4 tornadoes; 03-12; 5/15/03
 Energy Policy Council; 03-10; 4/1/03
 Family Support, Division of; 03-02; 2/18/03
 Future of Higher Education, Commission on the; 03-07; 4/1/03
 Highway Safety, Division of; 03-05; 2/18/03
 Hispanic Affairs, Commission on; 03-24; 12/15/03
 holiday schedule, state offices; 03-21; 11/17/03
 Information Technology, Office of; 03-26; 1/2/04
 Lewis and Clark; 03-01; 2/18/03
 Minority Business Advocacy Commission; 03-06; 2/18/03
 National Guard to assist areas; 03-13; 5/15/03

Patient Safety, Commission on; 03-16; 10/15/03
 Sexual Offender Registration Task Force; 03-22; 1/2/04
 small business regulatory fairness board; 03-15; 10/1/03
 State Citizen Council added to the Disaster Recovery Partnership;
 03-23; 1/2/04
 state communications, Mo Highway Patrol as lead agency;
 03-18; 1/2/04
 suspends environmental rules; 03-14; 5/15/03
 supervisory authority; 03-09; 4/1/03
 supervisory authority; 03-08; 9/15/03
 Use of Missouri products and services; 03-27; 12/15/03
 Workforce Development, Division of; 03-04; 2/18/03

FACILITIES MANAGEMENT, DIVISION OF

leasing, administration; 1 CSR 35-2.030; 11/17/03
 public use of state facilities; 1 CSR 35-1.050; 11/17/03

FAMILY SERVICES, DIVISION OF

grandparents as foster parents; 13 CSR 40-2.380; 8/15/03
 temporary assistance, aliens; 13 CSR 40-2.310; 8/15/03

FINANCE, DIVISION OF

key man insurance; 4 CSR 140-2.055; 2/18/03, 7/1/03
 loan companies, small
 licensing; 4 CSR 140-11.010; 2/18/03, 7/1/03
 record keeping; 4 CSR 140-11.020; 2/18/03, 7/1/03
 preservation of records; 4 CSR 140-2.140; 2/18/03, 7/1/03
 section 500 companies
 licensing; 4 CSR 140-11.030; 2/18/03, 7/1/03
 record keeping; 4 CSR 140-11.040; 2/18/03, 7/1/03

GAMING COMMISSION, MISSOURI

disciplinary action; 11 CSR 45-13.050; 8/1/03, 1/2/04
 hearings; 11 CSR 45-13.010; 8/1/03, 1/2/04
 bingo hearings; 11 CSR 45-13.051; 8/1/03, 1/2/04
 gaming applicants; 11 CSR 45-13.045; 8/1/03, 1/2/04
 officer; 11 CSR 45-13.020; 8/1/03, 1/2/04
 proceedings; 11 CSR 45-13.060; 8/1/03, 1/2/04
 prohibition on ex parte communications; 11 CSR 45-13.080;
 8/1/03, 1/2/04
 request for hearings; 11 CSR 45-13.030; 8/1/03, 1/2/04
 transmittal of record; 11 CSR 45-13.070; 8/1/03, 1/2/04
 minimum internal control standards; 11 CSR 45-9.030; 6/16/03,
 12/1/03
 misconduct, duty to report and prevent; 11 CSR 45-10.030; 4/1/03,
 8/15/03
 occupational license; 11 CSR 45-4.260; 1/2/03
 records; 11 CSR 45-3.010; 3/3/03, 7/15/03
 slot machines; 11 CSR 45-5.200; 3/3/03, 7/15/03
 weapons on the riverboat; 11 CSR 45-6.030; 12/15/03

GEOLOGIST REGISTRATION, MISSOURI BOARD OF

application; 4 CSR 145-1.030; 5/1/03, 8/15/03
 post-baccalaureate experience; 4 CSR 145-2.030; 5/1/03, 8/15/03
 seal, registered; 4 CSR 145-2.100; 5/1/03, 8/15/03

HAZARDOUS WASTE MANAGEMENT COMMISSION

fees and taxes; 10 CSR 25-12.010; 5/1/03, 11/3/03

HEALING ARTS, BOARD OF REGISTRATION FOR

fees, 4 CSR 150-2.080; 9/2/03, 12/15/03

HEALTH CARE PLAN, MISSOURI CONSOLIDATED

membership; 22 CSR 10-2.020; 1/15/04

HEALTH MAINTENANCE ORGANIZATIONS

definitions; 19 CSR 10-5.010; 10/15/03

HEARING INSTRUMENT SPECIALISTS

license renewal; 4 CSR 165-2.060; 5/1/03, 8/15/03

licensure by exam; 4 CSR 165-2.030; 5/1/03, 8/15/03
temporary permits; 4 CSR 165-2.010; 5/1/03, 8/15/03

HIGHER EDUCATION, DEPARTMENT OF
community junior college districts; 6 CSR 10-6.010; 5/15/03,
9/2/03

HIGHWAYS AND TRANSPORTATION COMMISSION

arbitration proceeding; 7 CSR 10-26.010; 12/15/03
mediation; 7 CSR 10-26.020; 12/15/03
motor carriers operations
skill performance certificates; 7 CSR 10-25.010; 7/1/03,
11/17/03
outdoor advertising
beyond 600 feet of right-of-way; 7 CSR 10-6.050; 5/15/03,
10/15/03
definitions; 7 CSR 10-6.015; 5/15/03, 10/15/03
information; 7 CSR 10-6.010; 5/15/03, 10/15/03
judicial review; 7 CSR 10-6.100; 5/15/03, 10/15/03
permits; 7 CSR 10-6.070; 5/15/03, 10/15/03
removal; 7 CSR 10-6.080; 5/15/03, 10/15/03
review of notices; 7 CSR 10-6.090; 5/15/03, 10/15/03
signs
directional; 7 CSR 10-6.020; 5/15/03, 10/15/03
nonconforming; 7 CSR 10-6.060; 5/15/03, 10/15/03
on-premises; 7 CSR 10-6.030; 5/15/03, 10/15/03
vegetation, cutting and trimming; 7 CSR 10-6.085; 5/15/03,
10/15/03
zoned areas; 7 CSR 10-6.040; 5/15/03, 10/15/03
traffic generators; 7 CSR 10-17.010; 9/15/03
utility and private line utility facilities
relocation costs; 7 CSR 10-3.040; 7/1/03, 11/17/03

HOME HEALTH AGENCY
hiring restrictions; 19 CSR 30-82.060; 11/17/03

HOSPITAL AND AMBULATORY SURGICAL CENTERS
electronic reporting of patient abstract data; 19 CSR 10-33.040;
7/15/03, 11/17/03

IMMUNIZATIONS
school children; 19 CSR 20-28.010; 11/3/03

INSURANCE, DEPARTMENT OF
commercial inland marine; 20 CSR 500-1.210; 12/2/02, 6/2/03
continuing education; 20 CSR 700-3.200; 10/1/03, 1/15/04
financial statement, diskette filing; 20 CSR 200-1.030; 10/1/03,
1/15/04
interpretation of referenced or adopted material;
20 CSR 10-1.020; 11/3/03
long-term care; 20 CSR 400-4.100; 4/15/03, 11/3/03
market conduct examinations; 20 CSR 300-2.200; 6/16/03
medical malpractice award; 20 CSR; 3/1/01, 3/1/02, 3/3/03
mortgage guaranty, definitions; 20 CSR 500-10.100; 12/2/02,
6/2/03
provider selection standards; 20 CSR 400-7.200; 10/1/03
records, market conduct exam; 20 CSR 300-2.200; 3/3/03, 6/16/03
settlements, standards; 20 CSR 100-1.060; 12/16/02
sovereign immunity limits; 20 CSR; 1/2/02, 12/16/02, 12/15/03
who must file; 20 CSR 200-10.100; 10/1/03, 1/15/04
workers' compensation; 20 CSR 500-6.960; 12/2/02; 6/2/03
valuation of invested assets; 20 CSR 200-1.025; 10/1/03, 1/15/04

INTERPRETERS, STATE COMMITTEE OF
principles, general; 4 CSR 232-3.010; 10/15/03

LABORATORIES
HIV testing; 19 CSR 25-33.010; 12/1/03
syphilis testing; 19 CSR 25-34.010; 12/1/03

LABOR STANDARDS, DIVISION OF
definitions; 8 CSR 30-4.010; 11/17/03
organization; 8 CSR 30-1.010; 11/17/03
wage rates; 8 CSR 30-4.020; 11/17/03

LAND SURVEY
surveys, standards for property boundary
accuracy standards for property boundaries; 10 CSR 30-
2.040; 5/1/03, 9/2/03
condominium surveys; 10 CSR 30-2.100; 5/1/03, 9/2/03
definitions; 10 CSR 30-2.020; 5/1/03, 9/2/03
land surveying requirements; 10 CSR 30-2.030; 5/1/03,
9/2/03
monumentation, approved; 10 CSR 30-2.060; 5/1/03, 9/2/03
original surveys; 10 CSR 30-2.080; 5/1/03, 9/2/03
resurveys; 10 CSR 30-2.070; 5/1/03, 9/2/03
subdivision surveys; 10 CSR 30-2.090; 5/1/03, 9/2/03

LEAD PROGRAM
lead poisoning; 19 CSR 20-8.030; 3/3/03, 6/16/03

LIBRARY, STATE
computers, public access, filtering; 15 CSR 30-200.030; 12/2/02,
3/17/03

LONG-TERM CARE, NURSING FACILITIES
administration, resident care requirements
intermediate care, skill nursing facilities; 19 CSR 30-85.042;
10/15/03, 1/15/04
residential care facilities I and II; 19 CSR 30-86.042;
10/15/03, 1/15/04
definitions; 19 CSR 30-83.010; 10/15/03, 1/15/04
nursing facility quality of care improvement program;
19 CSR 30-82.080; 10/15/03, 1/15/04
receiverships; 19 CSR 30-82.015; 10/15/03, 1/15/04

MARKET DEVELOPMENT
subscription fees; 2 CSR 10-2.010; 12/1/03

MASSAGE, BOARD OF THERAPEUTIC
application; 4 CSR 197-2.010; 1/2/04
fees; 4 CSR 197-1.040; 1/2/04
inspections, survey; 4 CSR 197-5.010; 1/2/04
license, business
issuance of an original; 4 CSR 197-5.020; 1/2/04
renewal; 4 CSR 197-5.040; 1/2/04
license, individual
provisional; 4 CSR 197-2.030; 1/2/04
renewal; 4 CSR 197-2.050; 1/2/04
name and address changes
business; 4 CSR 197-5.030; 1/2/04
individual; 4 CSR 197-1.030; 1/2/04
standards of practice; 4 CSR 197-3.010; 1/2/04

MEDICAID
dental program; 13 CSR 70-35.010; 7/15/02, 8/15/02, 1/2/03,
3/3/03
federal reimbursement allowance; 13 CSR 70-15.110; 6/2/03,
10/1/03, 10/15/03
optical care benefits; 13 CSR 70-40.010; 3/3/03, 4/1/03, 9/2/03
recipient payments; 13 CSR 70-4.040; 6/2/03, 10/1/03
specialty hospitals; 13 CSR 70-15.010; 3/17/03, 7/1/03

MEDICAL SERVICES, DIVISION OF
documentation, social work programs; 13 CSR 70-98.015;
12/15/03
hospital services provided out-of-state; 13 CSR 70-15.180;
12/15/03
limitation on payment out-of-state; 13 CSR 70-3.120; 12/15/03

payment of claims, Medicare Part B; 13 CSR 70-3.065; 2/18/03
 privacy, information; 13 CSR 70-1.020; 3/3/03, 8/1/03
 psychiatric/psychology/counseling/clinical social work program;
 13 CSR 70-98.010; 6/16/03
 reimbursement, nursing services; 13 CSR 70-10.015; 11/3/03,
 11/17/03
 allowance; 13 CSR 70-10.110; 11/3/03, 11/17/03
 HIV services; 13 CSR 70-10.080; 11/3/03, 11/17/03
 Title XIX recipient lock-in program; 13 CSR 70-4.070; 9/2/03,
 1/2/04

MENTAL HEALTH, DEPARTMENT OF

alcohol and drug abuse programs
 certification; 9 CSR 30-3.032; 5/1/03, 9/2/03
 opioid treatment program; 9 CSR 30-3.132; 8/1/03, 11/17/03
 background screening, employees, volunteers; 9 CSR 10-5.190;
 12/1/03
 certification; 9 CSR 10-7.130; 4/1/03, 8/15/03
 complaints of abuse, neglect; 9 CSR 10-5.200; 10/15/02, 6/16/03,
 11/17/03
 exceptions committee procedures; 9 CSR 10-5.210; 12/1/03
 fire safety
 definitions; 9 CSR 45-5.105; 10/15/03
 on-site day habilitation; 9 CSR 45-5.110; 10/15/03
 residential habilitation for
 4-9 people; 9 CSR 45-5.130; 10/15/03
 10-16 people; 9 CSR 45-5.140; 10/15/03
 17 or more people; 9 CSR 45-5.150; 10/15/03
 fiscal management
 definitions; 9 CSR 25-2.005; 8/1/03, 11/17/03
 purchasing client services; 9 CSR 25-2.105; 8/1/03, 11/17/03
 request for proposal
 development; 9 CSR 25-2.205; 8/1/03, 11/17/03
 evaluation and award; 9 CSR 25-2.405; 8/1/03, 11/17/03
 solicitation procedures; 9 CSR 25-2.305; 8/1/03,
 11/17/03
 mental retardation and developmental disabilities
 certification; 9 CSR 45-5.060; 5/1/03, 9/2/03
 psychiatric and substance abuse programs
 governing authority and administration; 9 CSR 10-7.090;
 5/1/03, 9/2/03
 Privacy Rule; 9 CSR 10-5.220; 5/1/03, 9/2/03
 purchasing client services; 9 CSR 25-2.105; 11/1/02, 4/1/03
 rules under consideration; 9 CSR 45-5; 7/15/03
 SATOP
 fees, supplemental; 9 CSR 30-3.208; 9/2/03
 program structure; 9 CSR 30-3.206; 9/2/03

MILK BOARD, STATE

inspection fees; 2 CSR 80-5.010; 4/1/03, 7/15/03

MOTOR VEHICLE

application for title; 12 CSR 10-23.436; 8/1/03, 9/2/03, 11/17/03
 dealer monthly reports; 12 CSR 10-23.050, 12 CSR 10-26.190;
 8/1/03, 11/17/03
 disabled person placard, issuance; 12 CSR 10-23.460; 12/15/03
 documents accepted as a release of lien; 12 CSR 10-23.458;
 8/1/03, 11/17/03
 historic vehicle license; 12 CSR 10-23.444; 8/1/03, 11/17/03
 leasing company registration; 12 CSR 10-23.424; 11/17/03
 marking, use of commercial plates; 12 CSR 10-23.300; 8/1/03,
 11/17/03
 marine application; 12 CSR 10-23.456; 7/1/03, 11/3/03
 notice of lien; 12 CSR 10-23.446; 5/15/03
 power of attorney requirements; 12 CSR 10-23.420; 8/1/03,
 11/17/03
 recreational vehicles, certificate of title, 2 manufacturers;
 12 CSR 10-23.370; 8/1/03, 11/17/03

registration, motorcycles, motortricycles; 12 CSR 10-23.330;
 8/1/03, 11/17/03
 temporary permits; 12 CSR 10-26.180; 6/16/03, 10/15/03

MOTOR VEHICLE INSPECTION

brake components; 11 CSR 50-2.160; 10/15/03
 definitions; 11 CSR 50-2.010; 10/15/03
 glazing (glass); 11 CSR 50-2.270; 10/15/03
 homemade trailers; 11 CSR 50-2.430; 4/1/03, 7/1/03
 inspection station
 permits; 11 CSR 50-2.050; 10/15/03
 requirements; 11 CSR 50-2.020; 10/15/03
 off-highway use vehicles (ATV-OHV); 11 CSR 50-2.340; 10/15/03
 school bus inspection; 11 CSR 50-2.320; 10/15/03
 steering mechanisms; 11 CSR 50-2.200; 10/15/03
 vehicle identification, odometer reading; 11 CSR 50-2.440;
 4/1/03, 7/1/03

NEWBORN SCREENING HEARING PROGRAM

methodologies and procedures; 19 CSR 40-9.020; 3/3/03, 6/16/03

NURSING HOME ADMINISTRATORS, BOARD OF

complaints, public; 19 CSR 73-2.085; 3/3/03, 7/1/03
 course of instruction; 19 CSR 73-2.031; 3/3/03, 7/1/03
 disciplinary action; 19 CSR 73-2.090; 3/3/03, 7/1/03
 fees; 19 CSR 73-2.015; 3/3/03, 7/1/03
 licensure; 19 CSR 73-2.020; 3/3/03, 7/1/03
 by reciprocity; 19 CSR 73-2.025; 3/3/03, 7/1/03
 organization; 19 CSR 73-1.010; 3/3/03, 7/1/03
 renewal of license; 19 CSR 73-2.050; 3/3/03, 7/1/03
 expired; 19 CSR 73-2.055; 3/3/03, 7/1/03
 standards of professional conduct; 19 CSR 73-2.095; 3/3/03,
 7/1/03
 status, retired licensure; 19 CSR 73-2.051; 3/3/03, 7/1/03
 temporary emergency license; 19 CSR 73-2.080; 3/3/03, 7/1/03
 training agencies, registration; 19 CSR 73-2.060; 3/3/03, 7/1/03

NURSING, STATE BOARD OF

advanced practice nurse; 4 CSR 200-4.100; 7/15/03, 11/17/03
 fees; 4 CSR 200-4.010; 3/17/03, 7/1/03
 graduate temporary permit; 4 CSR 200-4.021; 7/15/03, 11/17/03

OCCUPATIONAL THERAPY, MISSOURI BOARD OF

application; 4 CSR 205-3.030; 1/15/04

ORGANIC PROGRAM

advisory board; 2 CSR 70-16.020; 2/18/03, 7/1/03
 certificates issued; 2 CSR 70-16.050; 2/18/03, 7/1/03
 certifying agent; 2 CSR 70-16.075; 2/18/03, 7/1/03
 complaints, investigations; 2 CSR 70-16.040; 2/18/03, 7/1/03
 compliance enforcement; 2 CSR 70-16.045; 2/18/03, 7/1/03
 definitions; 2 CSR 70-16.010; 2/18/03, 7/1/03
 inspections, sampling
 certification; 2 CSR 70-16.035; 2/18/03, 7/1/03
 registration; 2 CSR 70-16.065; 2/18/03, 7/1/03
 marketing; 2 CSR 70-16.070; 2/18/03, 7/1/03
 NOP standards; 2 CSR 70-16.015; 2/18/03, 7/1/03
 procedures, certification; 2 CSR 70-16.025; 2/18/03, 7/1/03
 records; 2 CSR 70-16.030; 2/18/03, 7/1/03
 registration; 2 CSR 70-16.060; 2/18/03, 7/1/03
 seal; 2 CSR 70-16.055; 2/18/03, 7/1/03

PAYROLL DEDUCTIONS, STATE OF MISSOURI, VENDOR

dues, labor organizations; 1 CSR 10-4.010; 9/15/03

PEACE OFFICER STANDARDS AND TRAINING (POST) PROGRAM

basic training curricula, objectives; 11 CSR 75-14.030; 6/2/03,
 9/15/03
 cause to discipline; 11 CSR 75-13.090; 10/15/03

instructors

basic requirements; 11 CSR 75-14.080; 6/2/03, 9/15/03
peace officer licenses
classification; 11 CSR 75-13.010; 6/2/03, 9/15/03
notification of change in status; 11 CSR 75-13.100; 6/3/02,
9/3/02

PERSONNEL ADVISORY BOARD

broad classification for bands of managers; 1 CSR 20-2.015;
9/15/03, 1/15/04
leaves of absence; 1 CSR 20-5.020; 9/15/03, 1/15/04
separation, suspension, demotion; 1 CSR 20-3.070; 9/15/03,
1/15/04

PETROLEUM STORAGE TANK INSURANCE FUND

assessment, transport load fee; 10 CSR 100-3.010; 12/1/03
definitions; 10 CSR 100-2.010; 12/1/03
participation requirements
aboveground tanks; 10 CSR 100-4.020; 12/1/03
underground tanks; 10 CSR 100-4.010; 12/1/03

PHARMACY PROGRAM

reimbursement allowance; 13 CSR 70-20.320; 3/3/03, 7/1/03,
12/1/03
sterile pharmaceuticals; 4 CSR 220-2.200; 1/2/03, 6/16/03

PHARMACY, STATE BOARD OF

automated dispensing, storage system; 4 CSR 220-2.900; 3/17/03,
8/15/03
compounding standards; 4 CSR 220-2.400; 1/2/03, 6/16/03
drug distributor; 4 CSR 220-5.020; 7/1/03, 12/1/03
drug repackaging; 4 CSR 220-2.130; 3/3/03, 7/1/03
records, confidentiality, disclosure; 4 CSR 220-2.300; 1/15/04
standards of operation; 4 CSR 220-2.010; 8/1/02, 3/17/03, 8/15/03
sterile pharmaceuticals; 4 CSR 220-2.200; 1/2/03, 6/16/03

PHYSICAL THERAPISTS/ASSISTANTS

fees; 4 CSR 150-3.080; 7/15/03, 11/17/03
licensure fees; 4 CSR 150-3.170; 7/15/03, 11/17/03

PROFESSIONAL REGISTRATION, DIVISION OF

designation of license renewal dates; 4 CSR 231-2.010; 7/15/03,
11/17/03

PSYCHOLOGISTS, STATE COMMITTEE OF

fees; 4 CSR 235-1.020; 3/17/03, 7/1/03

PUBLIC DRINKING WATER PROGRAM

abatement orders; 10 CSR 60-6.050; 4/15/03, 10/15/03
analysis, procedures; 10 CSR 60-5.010; 5/15/03, 12/1/03
contaminant levels
disinfection by-products; 10 CSR 60-4.090; 4/15/03, 10/15/03
inorganic chemicals; 10 CSR 60-4.030; 4/15/03, 10/15/03
maximum; 10 CSR 60-4.010; 5/15/03, 12/1/03
microbiological; 10 CSR 60-4.020; 4/15/03, 10/15/03
secondary; 10 CSR 60-4.070; 4/15/03, 10/15/03
synthetic organic chemicals; 10 CSR 60-4.040; 4/15/03,
10/15/03
turbidity and backwash recycling; 10 CSR 60-4.050; 4/15/03,
10/15/03
volatile organic chemicals; 10 CSR 60-4.100; 4/15/03,
10/15/03
definitions; 10 CSR 60-2.015; 4/15/03, 10/15/03
disinfection requirements; 10 CSR 60-4.055; 4/15/03, 10/15/03
notification, public; 10 CSR 60-8.010; 4/15/03, 10/15/03
records, requirements for maintaining; 10 CSR 60-9.010; 4/15/03,
10/15/03
reporting requirements; 10 CSR 60-7.010; 4/15/03, 10/15/03
reports, consumer confidence; 10 CSR 60-8.030; 4/15/03,
10/15/03

PUBLIC SERVICE COMMISSION

billing practices
definitions; 4 CSR 240-13.015; 12/1/03
denial of service; 4 CSR 240-13.035; 12/1/03
caller ID blocking service
definitions; 4 CSR 240-32.180; 11/3/03, 12/15/03; 1/15/04
standards; 4 CSR 240-32.190; 11/3/03, 12/15/03; 1/15/04
discontinuance of service; 4 CSR 240-33.070; 12/2/02, 6/2/03
electric utilities
annual report; 4 CSR 240-3.165; 12/15/03
cogeneration tariff filings; 4 CSR 240-3.155; 9/2/03
cold weather report, submission; 4 CSR 240-3.180; 9/16/02,
3/3/03, 6/2/03, 11/3/03
net metering; 4 CSR 240-20.065; 4/15/03, 7/15/03
reporting requirements; 4 CSR 240-3.190; 11/17/03
gas utilities
annual report; 4 CSR 240-3.245; 12/15/03
cold weather report, submission; 4 CSR 240-3.250; 9/16/02,
3/3/03, 6/2/03, 11/3/03
natural gas price volatility mitigation; 4 CSR 240-40.018;
6/2/03, 11/3/03
petitions for infrastructure system replacement surcharges;
4 CSR 240-3.265; 11/3/03
manufactured homes
inspection fee; 4 CSR 240-120.140; 2/18/03, 3/17/03,
6/16/03
modular units; 4 CSR 240-123.095; 6/2/03, 8/15/03
new; 4 CSR 240-120.085; 6/2/03, 8/15/03
pre-owned; 4 CSR 240-121.065; 6/2/03, 8/15/03
seals; 4 CSR 240-123.030; 2/18/03, 6/16/03
Missouri Universal Service Fund
assessments for funding; 4 CSR 240-31.060; 12/2/02, 6/2/03
collection of surcharge from end-user subscribers; 4 CSR
240-31.065; 12/2/02, 6/2/03
definitions; 4 CSR 240-31.010; 12/2/02, 6/2/03
eligibility for funding; 4 CSR 240-31.050; 12/2/02, 6/2/03
safety standards; 4 CSR 240-18.010; 11/17/03
sewer utilities
annual report; 4 CSR 240-3.335; 12/15/03
steam heating
annual report; 4 CSR 240-3.435; 12/15/03
rate case procedure; 4 CSR 240-3.440; 11/3/03
telecommunication companies
annual report; 4 CSR 240-3.540; 12/15/03
definitions; 4 CSR 240-3.500, 4 CSR 240-32.020; 12/1/03
engineering, maintenance; 4 CSR 240-32.060; 12/1/03
quality of service; 4 CSR 240-32.070; 12/1/03
records, reports; 4 CSR 240-3.550; 12/1/03
service, surveillance; 4 CSR 240-32.080; 12/1/03
water utilities
annual report; 4 CSR 240-3.640; 12/15/03
petitions for infrastructure system replacement surcharges;
4 CSR 240-3.650; 11/3/03

REAL ESTATE COMMISSION

brokerage
relationship confirmation; 4 CSR 250-8.096; 12/1/03
service agreements; 4 CSR 250-8.090; 12/1/03
broker disclosure form; 4 CSR 250-8.097; 12/1/03
license examinations; 4 CSR 250-3.020; 10/15/03
requirements; 4 CSR 250-10.010; 10/15/03
retention of records; 4 CSR 250-8.160; 10/15/03

RECORDS MANAGEMENT

administration; 15 CSR 30-45.030; 3/3/03, 6/16/03
MHRAB regrant program; 15 CSR 30-45.040; 11/17/03

RETIREMENT SYSTEMS

county employees' deferred compensation plan
limitations on deferral; 16 CSR 50-20.050; 10/1/03, 1/15/04

participation in the plan; 16 CSR 50-20.030; 10/1/03, 1/15/04
 county employees' defined contribution plan
 benefits, normal retirement; 16 CSR 50-2.090; 1/16/03,
 5/1/03
 employee contributions; 16 CSR 50-2.020; 1/16/03, 5/1/03
 normal retirement benefit; 16 CSR 50-2.090; 6/2/03, 9/15/03
 payment of benefits; 16 CSR 50-2.035; 6/2/03, 9/15/03
 non-teacher school employee retirement
 employment; 16 CSR 10-6.010; 10/1/03, 1/15/04
 reinstatement, credit purchases; 16 CSR 10-6.045; 10/1/03,
 1/15/04
 service retirement; 16 CSR 10-6.060; 10/1/03, 1/15/04
 organization; 16 CSR 10-1.010; 3/17/03, 7/1/03
 public school retirement
 membership requirements; 16 CSR 10-4.005; 10/1/03,
 1/15/04
 payment for reinstatement, credit purchases;
 16 CSR 10-4.012; 10/1/03, 1/15/04
 reinstatement, credit purchases; 16 CSR 10-4.014; 10/1/03,
 1/15/04
 service retirement; 16 CSR 10-5.010; 10/1/03, 1/15/04

SECRETARY OF STATE

business services

redaction of Social Security numbers and birth dates;
 15 CSR 30-80.010; 5/15/03, 9/2/03
 organization; 15 CSR 30-1.010; 11/17/03

SECURITIES, DIVISION OF

application

renewal, sales representative; 15 CSR 30-59.060; 3/17/03,
 7/15/03
 registration; 15 CSR 30-52.015; 10/1/03, 1/15/04
 registration or notice filings; 15 CSR 30-51.020; 3/17/03,
 7/15/03, 10/1/03, 1/15/04

bank, savings institution, trust company; 15 CSR 30-54.030;
 10/1/03, 1/15/04

bonds, broker-dealer, sales representative; 15 CSR 30-59.050;
 3/17/03, 7/15/03

compensation arrangements

investment advisors; 15 CSR 30-51.145; 10/1/03, 1/15/04
 completion; 15 CSR 30-52.310; 10/1/02, 1/16/03, 2/18/03
 confirmations; 15 CSR 51.110; 10/1/03, 1/15/04
 custody of securities or funds; 15 CSR 30-51.100; 10/1/03,
 1/15/04

debt securities; 15 CSR 30-52.120; 10/1/03, 1/15/04

definitions; 15 CSR 30-50.010; 10/1/03, 1/15/04

examination requirements; 15 CSR 30-51.030; 10/1/03, 1/15/04
 exemptions

15 transactions in 12 months; 15 CSR 30-54.140; 10/1/03,
 1/15/04

accredited investor; 15 CSR 30-54.215; 10/1/03, 1/15/04
 agricultural cooperative association; 15 CSR 30-54.190;
 10/1/03, 1/15/04

Canadian-U.S. cross-border trading; 15 CSR 30-54.290;
 10/1/03, 1/15/04

first 25 persons; 15 CSR 30-54.130; 10/1/03, 1/15/04

foreign issuer; 15 CSR 30-54.260; 10/1/03, 1/15/04

general; 15 CSR 30-54.010; 3/17/03, 7/15/03, 1/15/04

institutional buyer; 15 CSR 30-54.125; 10/1/03, 1/15/04

limited offering; 15 CSR 30-54.130; 10/1/03, 1/15/04

manual; 15 CSR 30-54.100; 10/1/03, 1/15/04

Missouri issuer; 15 CSR 30-54.240; 11/17/03

Missouri qualified fund; 15 CSR 30-54.250; 10/1/03, 1/15/04

mortgage note; 15 CSR 30-54.120; 10/1/03, 1/15/04

new generation processing entity; 15 CSR 30-54.190;
 10/1/03, 1/15/04

notice filing for transactions under Regulation D;
 15 CSR 30-54.210; 10/1/03, 1/15/04

not-for-profit securities; 15 CSR 30-54.070; 3/17/03, 7/15/03,
 1/15/04

offers to existing security holders; 15 CSR 30-54.160;
 10/1/03, 1/15/04

preeffective offer; 15 CSR 30-54.170; 10/1/03, 1/15/04

reporting company securities; 15 CSR 30-54.183; 10/1/03,
 1/15/04

stock exchange listed securities; 15 CSR 30-54.060; 3/17/03,
 7/15/03

tax credit; 15 CSR 30-54.280; 11/17/03

transactions, quotation systems; 15 CSR 30-54.220; 3/17/03,
 7/15/03, 10/1/03, 1/15/04

transactions, Regulation D; 15 CSR 30-54.210; 3/17/03,
 7/15/03

unit investment trust units; 15 CSR 30-54.230; 11/17/03

unsolicited order to buy; 15 CSR 30-54.110; 10/1/03, 1/15/04
 fees; 15 CSR 30-50.030; 10/1/03, 1/15/04

financial statements; 15 CSR 30-51.040, 15 CSR 30-52.025;
 10/1/03, 1/15/04

forms; 15 CSR 30-50.040; 10/1/03, 1/15/04

fraudulent practices

broker-dealers, agents; 15 CSR 30-51.169; 10/1/03, 1/15/04

general; 15 CSR 30-54.010; 10/1/03, 1/15/04

government issued or guaranteed securities; 15 CSR 30-54.020;
 10/1/03, 1/15/04

hearings under Securities Act

answers and supplementary pleadings; 15 CSR 30-55.030;
 10/1/03, 1/15/04

discovery; 15 CSR 30-55.080; 10/1/03, 1/15/04

instituting hearing before commissioner; 15 CSR 30-55.020;
 10/1/03, 1/15/04

motions, suggestions, legal briefs; 15 CSR 30-55.110;
 10/1/03, 1/15/04

notice of; 15 CSR 30-55.040; 10/1/03, 1/15/04

officers; 15 CSR 30-55.220; 10/1/03, 1/15/04

prehearing conferences; 15 CSR 30-55.050; 10/1/03, 1/15/04

prehearing procedures; 15 CSR 30-55.025; 10/1/03, 1/15/04

procedure at hearing; 15 CSR 30-55.090; 10/1/03, 1/15/04

public hearing; 15 CSR 30-55.060; 10/1/03, 1/15/04

record of hearing; 15 CSR 30-55.070; 10/1/03, 1/15/04

subpoenas; 15 CSR 30-55.100; 10/1/03, 1/15/04

who may request; 15 CSR 30-55.010; 10/1/03, 1/15/04

impoundments of proceeds; 15 CSR 30-52.100; 10/1/03, 1/15/04

instructions, general; 15 CSR 30-59.020; 3/17/03, 7/15/03
 15 CSR 30-50.020, 15 CSR 51.010; 10/1/03, 1/15/04

investment advisors
 minimum net worth requirements; 15 CSR 30-51.070;
 10/1/03, 1/15/04

investment letter, suggested form; 15 CSR 30-54.150; 10/1/03,
 1/15/04

mortgage revenue bonds; 15 CSR 30-52.340; 10/1/03, 1/15/04

NASAA statement of policy; 15 CSR 30-52.030; 10/1/03, 1/15/04
 exemptions; 15 CSR 30-54.070; 10/1/03, 1/15/04

net capital deficiency; 15 CSR 30-51.060; 10/1/03, 1/15/04

net capital requirements; 15 CSR 30-51.050; 10/1/03, 1/15/04

networking arrangements; 15 CSR 30-51.165; 10/1/03, 1/15/04

notice filings

investment companies; 15 CSR 30-54.015; 3/17/03, 7/15/03,
 10/1/03, 1/15/04

offer of refund; 15 CSR 30-52.200; 10/1/03, 1/15/04

suggested form of (rescission); 15 CSR 30-52.260; 10/1/03,
 1/15/04

prospectus; 15 CSR 30-52.020; 10/1/03, 1/15/04

promotional materials; 15 CSR 30-53.010; 10/1/03, 1/15/04

provisions, general; 15 CSR 30-52.010; 10/1/03, 1/15/04

records required

broker-dealers; 15 CSR 51.120; 10/1/03, 1/15/04

investment advisors; 15 CSR 51.140; 10/1/03, 1/15/04

records to be preserved by
broker-dealers; 15 CSR 51.130; 10/1/03, 1/15/04
investment advisors; 15 CSR 30-51.150; 10/1/03, 1/15/04
issuers; 15 CSR 30-52.330; 10/1/03, 1/15/04
registration
denial, revocation, suspension; 15 CSR 30-51.170; 10/1/03,
1/15/04
exemptions from; 15 CSR 30-51.180; 10/1/03, 1/15/04
withdrawal of; 15 CSR 30-52.280; 10/1/03, 1/15/04
registration statement
annual report; 15 CSR 30-52.320; 10/1/03, 1/15/04
post-effective amendments; 15 CSR 30-52.300; 10/1/03,
1/15/04
report of completion; 15 CSR 30-52.310; 10/1/03, 1/15/04
requirements; 15 CSR 30-51.160; 1/16/03, 10/1/03, 1/15/04;
15 CSR 30-59.170; 3/17/03, 7/15/03
securities
bank, savings institution, trust company;
15 CSR 30-54.030; 10/1/03, 1/15/04
commercial paper; 15 CSR 30-54.080; 10/1/03, 1/15/04
employees' benefit plan; 15 CSR 30-54.090; 10/1/03, 1/15/04
federal savings, loan association, state building and loan;
15 CSR 30-54.040; 10/1/03, 1/15/04
not-for-profit; 15 CSR 30-54.070; 10/1/03, 1/15/04
railroad, common carrier, public utility, holding company;
15 CSR 30-54.050; 10/1/03, 1/15/04
segregation of accounts; 15 CSR 30-51.090; 10/1/03, 1/15/04
small company offering registrations; 15 CSR 30-52.275; 10/1/03,
1/15/04
solicitation of interest; 15 CSR 30-54.175; 11/17/03
stock exchange listed securities; 15 CSR 30-54.060; 10/1/03,
1/15/04

SENIOR SERVICES, DIVISION OF

aging in place pilot program; 19 CSR 30-82.090; 12/15/03
funding formula; 19 CSR 15-4.050; 5/1/03, 8/15/03
state long-term care ombudsman program; 19 CSR 15-4.060;
10/15/03, 1/15/04

SOIL AND WATER DISTRICTS COMMISSION

state-funded cost-share program
cost share rates; 10 CSR 70-5.040; 8/1/03, 11/3/03

TATTOOING, BODY PIERCING AND BRANDING

practitioners, temporary; 4 CSR 267-4.020; 5/15/03

TAX, INCOME

failure to file tax returns; 12 CSR 10-2.055; 12/15/03
failure to pay tax; 12 CSR 10-2.060; 12/15/03
government pension exemption; 12 CSR 10-3.235; 12/15/03
rate of interest, annual; 12 CSR 10-41.010; 12/15/03, 1/15/04

TAX, MOTOR FUEL USE

bond amounts; 12 CSR 10-7.330; 12/15/03
inventory subject to tax; 12 CSR 10-7.220; 12/15/03
release of bonding requirements; 12 CSR 10-7.310; 12/15/03
reporting option; 12 CSR 10-7.290; 12/15/03
retail dealer licensing/reporting requirements; 12 CSR 10-7.180;
12/15/03
waterway or pipeline terminal operators; 12 CSR 10-7.210;
12/15/03

TAX, SALES/USE

caterers, mandatory gratuities; 12 CSR 10-3.046; 8/1/03, 11/17/03
confidential tax data; 12 CSR 10-3.486; 8/1/03, 11/17/03
farm machinery; 12 CSR 10-110.900; 5/1/03, 9/15/03
fees paid in or to places of amusement; 12 CSR 10-3.176; 8/1/03,
11/17/03

food stamps, WIC vouchers; 12 CSR 10-3.120; 8/1/03, 11/17/03
lien releases, payment of filing fees; 12 CSR 10-3.836; 8/1/03,
11/17/03
manufacturing equipment; 12 CSR 10-111.010; 5/1/03, 9/15/03
sales by employers to employees; 12 CSR 10-3.036; 8/1/03,
11/17/03
tax liens; 12 CSR 10-3.838; 8/1/03, 11/17/03

UNEMPLOYMENT INSURANCE

charging benefits to employers; 8 CSR 10-3.085; 10/1/03, 1/15/04
direct deposit, benefits; 8 CSR 10-3.130; 5/15/03, 9/2/03
registration, claims; 8 CSR 10-3.010; 3/17/03, 7/1/03

VETERINARY MEDICAL BOARD, MISSOURI

application; 4 CSR 270-1.031; 5/1/03, 8/15/03
complaint handling; 4 CSR 270-7.010; 5/1/03, 8/15/03
education, continuing; 4 CSR 270-4.042; 5/1/03, 8/15/03
fees; 4 CSR 270-1.021; 5/1/03, 8/15/03
licensure (exemption); 4 CSR 270-2.051; 5/1/03, 8/15/03
practice techniques, standards; 4 CSR 270-4.031; 5/1/03, 8/15/03
supervision, standards; 4 CSR 270-4.060; 5/1/03, 8/15/03

VOTING PROCEDURES

HAVA grievance procedure; 15 CSR 30-12.010; 11/3/03
provisional ballots to be counted; 15 CSR 30-8.020; 11/3/03
verification; 15 CSR 30-8.030; 11/3/03

WATER PATROL, MISSOURI STATE

aids to navigation, regulatory markers; 11 CSR 80-5.010; 12/15/03

WEIGHTS AND MEASURES

anhydrous ammonia; 2 CSR 90-11.010; 12/15/03
inspection of premises; 2 CSR 90-30.050; 12/15/03

WORKERS COMPENSATION

review of awards, orders by ALJs; 8 CSR 20-3.030; 2/18/03,
7/1/03

RULEMAKING 1-2-3

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